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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

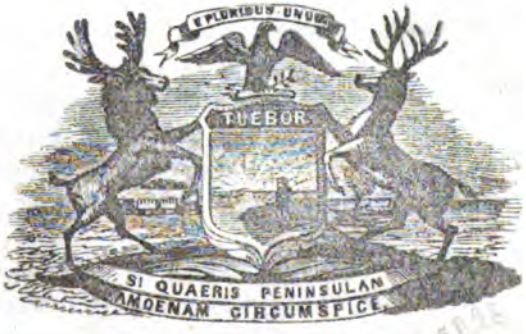
STATE OF MICHIGAN.

1859.

PRINTED BY VIRTUE OF AN ACT OF THE LEGISLATURE, UNDER THE DIRECTION AND SUPERVISION OF

Chas. V. DeLand,

CLERK OF THE HOUSE OF REPRESENTATIVES.



LANSING:
Hosmer & Kerr, Printers to the State.
1859.

Bay—Henry Raymond.

Berrien—1st District, William B. Beeson; 2d District, Morgan Enos.

Branch—1st District, Augustus S. Glessner; 2d District, Edwin Perry.

Calhoun—1st District, James Monroe; 2d District, Charles Dickey; 3d District, Walter W. Woolnough.

Cass—1st District, George Newton; 2d District, Edwin W. Reynolds.

Clinton and Gratiot—David I. Daniels.

Eaton—1st District, Henry A. Shaw; 2d District, Seneca H. Gage.

Genesee—1st District, Edward H. Thomson; 2d District, Benjamin Grace.

Grand Traverse—Philo Beers.

Hillsdale—1st District, Frederick Fowler; 2d District, William P. Richards; 3d District, William W. Brewster.

Ingham—1st District, John W. Phelps; 2d District, Dorman Felt.

Ionia—1st District, Almeron Newman; 2d District, Alonzo Sessions.

Jackson—1st District, George W. Brown; 2d District, Peter B. Loomis; 3d District, William F. Goodwin.

Kalamazoo—1st District, Foster Pratt; 2d District, Stephen F. Brown.

Kent—1st District, George W. Allen; 2d District, Silas S. Fallass; 3d District, Milton C. Watkins.

Lapeer—Jacob C. Kore.

Lenawee—1st District, Jabez Perkins; 2d District, Peter Sharpe; 3d District, John R. Clark; 4th District, Orson Green.

Livingston—1st District, John Gilluly; 2d District, David Bush.

Mackinac—George T. Wendell.

Macomb—1st District, Robert Thompson; 2d District, Henry L. Reeves; 3d District, Dexter Mussey.

Manitou—Peter McKinley.

Midland, &c.—Nathan T. Carr.

Monroe—1st District, William Dunbar; 2d District, Alfred Wilkerson; 3d District, Samuel Mulholland.

Montcalm, &c—Jacob Ferris.

Newaygo, &c—John A. Brooks.

Oakland—1st District, Uriah Beebe; 2d District, Charles K. Car-

penter; 3d District, Phillip S. Frisbee; 4th District, Benjamin Brown; 5th District, Henry S. Buel.

Ontonagon and Houghton—John Greenfield.

Ottawa—James Dalton, jr.

Saginaw—John F. Driggs.

Sanilac and Huron—Daniel Wixson.

Shiawasse—Sullivan R. Kelsey.

St. Clair—2d District, Samuel L. Smith.

St. Joseph—1st District, Harrison Kelly; 2d District, Thomas Mitchell.

Tuscola—Paschal Richardson.

Washtenaw—1st District, Thomas D. Lane; 2d District, James McMahon; 3d District, James Webster Childs; 4th District, Andrew Robison.

Wayne—1st District, Alexander W. Buel, Theo. J. Campau, John Daniel P. Bushnell, McDermott, Paul Gies; 2d District, Richard H. Connor; 3d District, John B. Wallace; 4th District, George A. Starkweather; 5th District, James I. Davids.

On motion of Mr. McMahon, it was

Resolved, That the rules of the last House of Representatives be and the same are hereby adopted as the rules of this House, until otherwise ordered.

On motion of Mr. McMahon,

Resolved, That the Clerk of the House be and he is hereby instructed to furnish to each member of the House a copy of the manual of the last House.

On motion of Mr. McMahon,

The House proceeded to the election of a Speaker, with the following result:

FOR HENRY A. SHAW.

Mr. Allen,	Mr. Fowler,	Mr. Perry,
Baldwin,	Gage,	Perkins,
Beebe,	Gilluly,	Phelps,
Brewster,	Glessner,	Pratt,
Brooks,	Goodwin,	Raymond,
G. W. Brown,	Green,	Reynolds,
Benj. Brown,	Kelly,	Richards,
S. F. Brown,	Kelsey,	Robison,
Carr,	Kore,	Sessions,

Childs,	Lane,	Sharpe,
Clark,	Loomis,	Starkweather,
Daniels,	McMahon,	Thomas,
Dickey,	Mitchell,	R. Thompson,
Driggs,	Monroe,	Wallace,
Enos,	Mussey,	Watkins,
Fallass,	Mulholland,	Wilkerson,
Felt,	Newman,	Woolnough,
Ferris,	Newton,	Wixson, 54

FOR WILLIAM L. BANCROFT.

Mr. Beers,	Mr. Connor,	Mr. McDermott,
Beeson,	Dalton,	McKinley,
A. W. Buel,	Davids,	Reeves,
H. S. Buel,	Dunbar,	Richardson,
Bush,	Frisbee,	Smith,
Bushnell,	Geis,	E. H. Thomson,
Carpenter,	Grace,	Wendell,
Campau,	Greenfield,	23.

FOR CHARLES DICKEY.

Mr. Shaw, 1

The Speaker *pro tem.* announced that Henry A. Shaw had received a majority of all the votes cast, and declared him duly elected to the office of Speaker.

On motion of Mr. Mussey,

The House proceeded to the election of Chief Clerk, with the following result:

FOR CHARLES V. DE LAND.

Mr. Allen,	Mr. Gage,	Mr. Perkins,
Baldwin,	Gilluly,	Phelps,
Beebe,	Glessner,	Pratt,
Brewster,	Goodwin,	Raymond,
Brooks,	Green,	Reynolds,
G. W. Brown,	Kelly,	Richards,
Benj. Brown,	Kelsey,	Robison,
S. F. Brown,	Kore,	Sessions,
Carr,	Lane,	Sharpe,
Childs,	Loomis,	Shaw,
Clark,	McMahon,	Starkweather,
Daniels,	Mitchell,	Thomas,
Dickey,	Monroe,	R. Thompson,
Driggs,	Mussey,	Wallace,
Enos,	Mulholland,	Watkins,
Fallas,	Newman,	Wilkerson,
Felt,	Newton,	Woolnough,
Ferris,	Perry,	Wixson,
Fowler,		55

FOR S. DOW ELWOOD.

Mr. Beers,	Mr. Connor,	Mr. McDermott,
Beeson,	Dalton,	McKinley,
A. W. Buel,	Davids,	Reeves,
H. S. Buel,	Dunbar,	Richardson,
Bush,	Frisbee,	Smith,
Bushnell,	Geis,	E. H. Thomson,
Carpenter,	Grace,	Wendell,
Campau,	Greenfield,	23

Charles V. DeLand, of Jackson county, having received a majority of all the votes cast, was declared duly elected Chief Clerk of the House.

On motion of Mr. Perry,

The House proceeded to the election of an Enrolling and Engrossing Clerk, as follows:

FOR WILLIAM A. HALL.

Mr. Allen,	Mr. Gage,	Mr. Perkins,
Baldwin,	Gillaly,	Phelps,
Beebe,	Gleaster,	Pratt,
Brewster,	Goodwin,	Raymond,
Brooks,	Green,	Reynolds,
G. W. Brown,	Kelly,	Richards,
Benj. Brown,	Kelsey,	Robison,
S. F. Brown,	Kore,	Sessions,
Carr,	Lane,	Sharpe,
Childs,	Loomis,	Shaw,
Clark,	McMahon,	Starkweather,
Daniels,	Mitchell,	Thomas,
Dickey,	Monroe,	R. Thompson,
Driggs,	Mussey,	Wallace,
Enos,	Mulholland,	Watkins,
Fallas,	Newman,	Wilkerson,
Felt,	Newton,	Woolnough,
Ferris,	Perry,	Wixson,
Fowler,		55

FOR ISAAC WORDEN.

Mr. Beers,	Mr. Connor,	Mr. McDermott
Beeson,	Dalton,	McKinley,
A. W. Buel,	Davids,	Reeves,
H. S. Buel,	Dunbar,	Richardson,
Bush,	Frisbee,	Smith,
Bushnell,	Geis,	E. H. Thomson,
Carpenter,	Grace,	Wendell,
Campau,	Greenfield,	23

William A. Hall, of Livingston county, having received a majority

of all the votes cast, was declared duly elected to the office of Enrolling and Engrossing Clerk.

On motion of Mr. Childs,

The House proceeded to the election of Sergeant-at-Arms, with the following result:

FOR CHARLES LARZALERE.

Mr.	Allen,	Mr.	Gage,	Mr.	Perkins,
	Baldwnin,		Gilluly,		Phelps,
	Beebe,		Gleatner,		Pratt,
	Brewster,		Goodwin,		Raymond,
	Brooks,		Green,		Reynolds,
	G. W. Brown,		Kelly,		Richards,
	Benj. Brown,		Kelsey,		Robison,
	S. F. Brown,		Kore,		Sessions,
	Carr,		Lane,		Sharpe,
	Childs,		Loomis,		Shaw,
	Clark,		McMahon,		Starkweather,
	Daniels,		Mitchell,		Thomas,
	Dickey,		Monroe,		R. Thompson,
	Driggs,		Mussey,		Wallace,
	Enos,		Mulholland,		Watkins,
	Fallass,		Newman,		Wilkerson,
	Felt,		Newton,		Woolnough,
	Ferris,		Perry,		Wixson,
	Fowler,				55

FOR EZRA R. KING.

Mr.	Beers,	Mr.	Connor,	Mr.	McDermott,
	Beeson,		Dalton,		McKinley,
	A. W. Buel,		Davids,		Reeves,
	H. S. Buel,		Dunbar,		Richardson,
	Bush,		Frisbee,		Smith,
	Bushnell,		Geis,		E. H. Thomson,
	Carpenter,		Grace,		Wendell,
	Campau,		Greenfield,		23

Charles Larzalere, of Lenawee county, having received a majority of all the votes cast, was declared duly elected to the office of Sergeant-at-Arms.

On motion of Mr. Monroe,

The House adjourned till 2 o'clock P. M.

AFTERNOON SESSION.

2 o'clock P. M.

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem.*

The roll was called, and a quorum of the members present.

On motion of Mr. S. F. Brown,

Resolved, That a committee of three be appointed to conduct the Speaker elect to the Chair.

The Speaker *pro tem.* appointed Messrs. Brown, Clark and Bushnell said committee.

The Speaker elect, on assuming the Chair, addressed the House as follows:

Gentlemen of the House of Representatives:

Accept my thanks for the position you have conferred upon me. Trusting that by diligence, promptness and impartiality, I shall continue to merit your approbation, and asking your indulgence for those qualities experience can only command, I accept the trust, but with diffidence.

The time allowed us by the organic law of the State to discharge all the various duties pertaining to the Legislative department, demands our earnest, constant, and untiring efforts. Hoping, then, gentlemen, that none of the interests of the people will be overlooked, and that our deliberations may result in the growth and prosperity of the State, and we be permitted to return to our constituents with their approbation, I enter at once upon the discharge of the duties you have allotted me.

The Sergeant-at.-Arms *pro tem.*, announced a committee from the Senate, which committee informed the House that the Senate had completed its organization, and was ready to proceed to business.

On motion of Mr. McMahon,

The Speaker administered the oath of office to the Chief Clerk, the Enrolling and Engressing Clerk, and the Sergeant-at-Arms, and they entered upon the discharge of their several duties.

On motion of Mr. Bushnell,

Resolved, That the Joint Rules and Rules of the two Houses in Joint Convention, be adopted until otherwise ordered.

On motion of Mr. Sessions, it was

Resolved, That the Chief Clerk, the Enrolling and Engrossing Clerk, and the Sergeant-at-Arms, be authorized and empowered to appoint each an assistant.

Mr. Woolnough offered the following:

Resolved, That the Speaker be respectfully requested, and he is hereby authorized to appoint a Reporter to this House.

Mr. Goodwin moved to lay the resolution on the table,

Which was not adopted.

Mr. Pratt moved to re-consider the vote to lay upon the table.

Adopted.

The motion to lay upon the table was then adopted.

The credentials of the following gentlemen, Mr. William L. Bancroft, of St. Clair, Mr. Ebenezer Warner, of Marquette and Chippewa, and Mr. Fabius Miles, of Van Buren,

Were presented and the oath of office was administered to them by the Speaker, and they severally took their seats as members of the House.

Mr. Mussey moved that a committee of two be appointed to inform the Senate that the House was fully organized, and ready to proceed to business.

Adopted.

The Speaker appointed Messrs. Mussey, Dickey and Sessions, said committee.

On motion of Mr. Perry, it was

Resolved, That the daily Sessions of this House commence at 9 o'clock, A. M., and 2 o'clock, P. M., until otherwise ordered.

Mr. Campau offered the following:

Resolved, That the Speaker be authorized to appoint four messengers for this House.

Mr. McMahon moved to amend by striking out "four," and inserting "five."

Mr. Woolnough moved to insert "six," which last amendment was adopted.

And the resolution, as amended, was then adopted.

The committee appointed to wait upon the Senate reported that they had discharged the duty assigned them, and were discharged.

Mr. McMahon moved that the resolution relative to the appointment of a Reporter, be taken from the table.

Which motion prevailed, and

The question being on the adoption of the resolution, the same was passed.

Mr. Dickey offered the following:

Resolved, That a committee of two be appointed, to act with a like committee of the Senate, and inform the retiring and the present Governor that the two Houses are now organized, and ready to receive any communications that they may desire to make.

Which was adopted, and

The Speaker appointed Messrs. Dickey and McMahon said committee.

Mr. Pratt offered the following:

Resolved, That one thousand copies of the daily journal of this House be ordered printed, and that the same be equally distributed to the members and officers of this House.

Mr. Carr moved to amend by striking out "one thousand," and insert "fifteen hundred."

Mr. McMahon moved to amend the amendment by inserting "twelve hundred."

The first amendment was lost, and the question recurring upon the second amendment, it was carried.

The resolution as amended was then adopted.

The Sergeant-at-Arms announced a committee from the Senate, which appeared, and informed the House that they were appointed a committee on the part of the Senate, to act with a like committee on the part of the House, to wait upon the retiring and the present Governor, and inform them that both Houses were now organized and ready to receive any communication they may desire to make.

Mr. Perry offered the following:

Resolved, That the Speaker be authorized to appoint two firemen for the House.

Which was adopted.

The committee to confer with the retiring and present Governors, reported that in connection with a like committee of the Senate, they have performed that duty, and that they will communicate to the House by message.

The Sergeant-at-Arms announced a message from the retiring Governor,

Which was read, and

On motion of Mr. McMahon,

Laid upon the table and 2,500 extra copies ordered printed.

Mr. Sharp offered the following:

Resolved, That the use of this Hall at 2 P. M. on each Sabbath during the present session, be granted to the Methodist Episcopal Church.

Adopted.

Mr. S. F. Brown offered the following:

Resolved, That a special committee of five be appointed on State Asylum for the Insane.

On motion of Mr. Pratt,

The resolution was laid on the table.

Mr. Monroe moved that the House adjourn.

Lost.

The Sergeant-at-Arms announced a message from the Governor.

The following message was received from the Governor, and read by his Private Secretary:

EXECUTIVE OFFICE,
Lansing, January 5, 1859.

To the House of Representatives of the State of Michigan:

I am directed by Gov. Wisner to say, that if it is the pleasure of the two Houses to meet in joint convention to-morrow at 10 o'clock A. M., he will then communicate to them in person.

Mr. Pratt offered the following:

Resolved, (the Senate concurring,) That the House will meet the Senate in Joint Convention, at 9 o'clock, A. M., on to-morrow, in the Hall of the House, to receive any communication from the Governor.

Which was adopted.

On motion of Mr. Dickey,

The House adjourned till to-morrow morning, at 9 o'clock.

Lansing, Thursday, January 6, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. ———

Roll called, and a quorum present.

Absent on roll call, Messrs. Carpenter, Driggs, Gage, McDermott, Mitchell and Raymond.

The reading of the journal was commenced by the Clerk, when,

On motion of Mr. McMahon,

The further reading was dispensed with, and the Clerk instructed to make such corrections as were pointed out by the members.

The Speaker, pursuant to a resolution of the House, passed yesterday, made the following appointments:

Firemen—Luther L. Tucker and Alva Blake.

Messengers—Landon Warren, William Merritt, Edward Sperry, William H. Child, George R. Allen, and Herbert S. Chadwick.

PRESENTATION OF PETITIONS.

By Mr. Mussey: petition of Stephen Rossman, contesting the seat held by Jacob Ferris, as a member of the House from the county of Montcalm.

On motion of Mr. Mussey,

The petition was laid upon the table.

By Mr. Monroe: petition of the President, Recorder, Trustees and 143 others, voters of the village of Albion, praying for the amendment of their act of incorporation.

Referred to the committee on banks and incorporations.

By Mr. Phelps: petition of Joseph Mills and 46 others, asking for the passage of the registry law.

Referred to the committee on State affairs.

By Mr. Pratt: petition of T. P. Sheldon, and others, citizens of Kalamazoo county, praying for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. Robison: petition of Alfred Brown and others, of Washtenaw county, for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. McMahon: petition of Dennis Warner and 80 others, relative to universal suffrage.

Referred to committee on State affairs.

MOTIONS, RESOLUTIONS AND NOTICES.

On motion of Mr. Brewster, it was

Resolved, That the use of this Hall be and the same is hereby granted to the Baptist Society of Lansing, for religious service, each Sunday in the forenoon during the present session of the Legislature.

On motion of Mr. Glessner, it was

Resolved, That a committee be appointed by the Speaker to invite the officiating clergymen of Lansing to act alternately as Chaplain of the House.

Mr. Woolnough gave notice that on some future day he would ask leave to introduce

A bill for the incorporation of the city of Battle Creek.

Mr. E. H. Thomson offered the following:

Resolved, That each member of the House of Representatives be allowed $5 for stationery, and that the committee on supplies be authorized to furnish the Speaker, Clerk of the House, and Engrossing and Enrolling Clerk, and to the chairman of the standing and select committees, such amount of stationery as may be necessary for their use.

Which was adopted.

Mr. Mussey gave notice that to-morrow, or some future day, he shall ask leave to introduce

A bill to amend chapter 40 of "compiled laws," relative to the support of poor persons by the public.

On motion of Mr. Raymond, it was

Resolved, That the Honorable the Judges of the Supreme Court be respectfully invited to seats on the floor of this hall, with the joint convention of the two Houses this day.

Mr. Dickey offered the following:

Resolved, That the Sergeant-at-Arms be instructed to prepare the hall to receive the members of the Senate, the State officers, and Judges of the Supreme Court.

Mr. Driggs gave notice that he would at some future day introduce

A bill to incorporate the city of East Saginaw.

Mr. Wendell gave notice that on some future day he would introduce

A bill to lay out a State road between St. Ignace, in Mackinaw county, and the village of St. Marie, in Chippewa county, with branches to Marquette and Delta.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill to amend section 17, of chapter 131, of the compiled laws.

Also,

A bill to amend section 10, of chapter 140, of the compiled laws.

Mr. E. H. Thomson gave notice that on some future day he would introduce sundry joint resolutions and bills, as follows:

A joint resolution in relation to the establishment of a National iron foundry on Lake Superior;

Also,

A joint resolution for the encouragement of emigration to the State of Michigan;

A joint resolution in relation to the reciprocity treaty between the United States and Great Britain;

A joint resolution having reference to the pending appropriation by the Congress of the United States for the improvement of the St. Clair Flats;

A bill making an appropriation for the completion of the Asylum for the deaf, dumb and blind at Flint;

A bill amending "an act disposing of certain grants of land made to the State of Michigan for railroad purposes, by act of Congress approved June 3d, 1858," and passed by the Legislature of the State of Michigan and approved February 14th, 1857;

A bill amending "an act to amend an act for assessing property at its true value and for levying and collecting taxes, approved February 12th, 1855," passed by the Legislature of the State of Michigan and approved February 4th, 1857;

Mr. Loomis gave notice that on some future day he would introduce

A bill to amend the charter of the city of Jackson.

Mr. Raymond gave notice that at some future day he would present

A bill to attach the county of Bay to the 10th Judicial District.

Mr. Carr offered the following:

Resolved, That the Secretary of State be requested to furnish each member of the House, for their use during the session, a copy of the compiled laws of the State of Michigan, and the session laws of 1857 and 1858, together with the House journal for the same years.

Which was adopted.

Mr. A. W. Buel gave notice that, at some future day, he would ask leave to introduce

A bill entitled "a bill to provide for the trial of offences upon information."

Mr. Pratt gave notice that, on some future day, he would ask leave to introduce

A bill to provide for a subscription to and filing of local newspapers by county and town clerks.

Mr. Wendell gave notice that he would introduce on some future day

A bill to amend the charter of the borough of Mackinac.

On motion of Mr. Perry, it was

Resolved, That a committee of two be appointed to wait upon the Senate and inform that body the House are now ready to receive them in joint convention.

The Speaker appointed Messrs. Perry and Buel said committee.

Mr. Driggs gave notice that he would at some future day ask leave to introduce

A bill to define the limits and jurisdiction of Circuit Courts.

The Speaker, by unanimous consent, announced the following message from the Senate:

SENATE CHAMBER,
Lansing, January 6th, 1859.

To the Speaker of the House of Representatives:

I am instructed to transmit the following resolution, which has passed the Senate:

Resolved, That a committee of two be appointed to notify the House that the Senate is ready to meet the House in Joint Convention, to receive any communication the Governor may see fit to make.

Messrs. Porter and Pond were appointed said committee.

A. B. TURNER,
Secretary of the Senate.

The Sergeant-at-Arms announced a committee from the Senate, who informed the House that the Senate was now ready to meet the House in joint convention.

Mr. Baldwin gave notice that at some future day he would introduce

A bill to amend the laws for the laying and establishing highways in this State.

The committee appointed to wait upon the Senate and inform that body that the House was ready to meet them in joint convention, reported that they had discharged the duty assigned them, and that the Senate were in waiting.

The Hon. Edmund B. Fairfield, Lieutenant Governor, and the Honorable Senators, appeared and took seats in the House of Representatives.

PROCEEDINGS IN JOINT CONVENTION.

The Joint Convention was called to order by the Lieutenant Governor and President of the Senate, Hon. Edmund B. Fairfield.

The rolls of the Senate and House of Representatives were called by their respective Clerks, and a quorum of each were present.

Representative McMahon moved that a committee of one from the Senate and one from the House be appointed to wait upon the Governor and inform him that the convention was now ready to receive any communication he may desire to make.

Which was adopted.

Representative McMahon and Senator Conger were appointed such committee.

After a short absence the committee returned, and reported that they had discharged the duty assigned them, and that His Excellency the Governor, would communicate his message to the joint convention in person.

His Excellency the Governor, the State officers, and Judges of the Supreme Court, were announced, and conducted to seats in the hall, when the Governor delivered, in person, his first annual message.

After which, on motion of Senator Conger,

The joint convention adjourned *sine die*.

AARON B. TURNER,
Secretary of the Senate.
CHARLES V. DeLAND,
Clerk of the House of Representatives.

The House having resumed the consideration of business,

Mr. Perry moved that the message be laid upon the table and ordered printed.

Which was adopted.

Mr. Childs moved that 2,500 copies of the message be printed for the use of the House.

Which was adopted.

On motion of Mr. A. W. Buel,

The House adjourned till to-morrow morning at 9 o'clock.

Lansing, Friday, January 7, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, quorum present.

Absent at the roll call, Messrs. Bancroft, S. F. Brown, Carr, Daniels,

Driggs, Glessner, Raymond, Reynolds, Sessions, Smith, and E. H. Thomson.

On motion of Mr. McMahon,

The reading of the journal of the preceding day was dispensed with until otherwise ordered.

Pursuant to resolution of the House, the Speaker appointed William W. Osgoodby Reporter to the House.

By unanimous consent, the Speaker appointed the following as the Standing Committees of the House:

HOUSE COMMITTEES.

Ways and Means—Dickey, Mitchell, Fallass, Green, Bancroft.

State Affairs—McMahon, Richards, Beebe, Newton, E. H. Thomson.

Judiciary—Mussey, G. W. Brown, Daniels, Ferris, A. W. Buel.

Internal Improvements—Kelsey, Carr, Brewster, Watkins, Frisbee.

Harbors—Mulholland, Kelly, B. Brown, Dalton, Beers.

Elections—S. F. Brown, Phelps, R. Thompson, Newman, Bush.

Federal Relations—Gilluly, Perkins, Miles, Lane, Dunbar.

Banks and Incorporations—Loomis, Allen, Mussey, Beeson, Campau.

Public Lands—Monroe, Brooks, Wixson, Wendell, Davids.

Printing—Woolnough, Enos, Robison, Green, Bushnell.

Agriculture and Manufactures—Fowler, Felt, Glessner, Wallace, Geis.

Towns and Counties—Kore, Driggs, Baldwin, Gage, Connor.

Education—Sessions, Pratt, Starkweather, Mitchell, Greenfield.

Rules and Joint Rules—Kelsey, Dickey, Daniels, McKinley, Richardson.

Engrossment and Enrollment—Perry, Carr, Woolnough, Wilkerson, H. S. Buel.

Roads and Bridges—Childs, Thomas, Raymond, Kore, Grace.

Militia—Raymond, Allen, McDermott.

Supplies and Expenditures—G. W. Brown, Perkins, Reeves.

State Prison—Goodwin, Driggs, Carpenter.

State Library—Reynolds, Lane, Smith.

Indian Affairs—Watkins, Sharpe, Warner.

Mines and Minerals—Clark, Reynolds, Greenfield.

HOUSE OF REPRESENTATIVES,
Lansing, January 6, 1859.

To the House of Representatives:

I have this day appointed Edward W. Barber, Assistant Clerk of the House, as authorized by a resolution of the same.

CHARLES V. DELAND,
Clerk of the House of Representatives.

Whereupon the oath of office was administered to Mr. Barber, by the Speaker, and he entered upon the discharge of the duties of his office.

PRESENTATION OF PETITIONS.

By Mr. Mulholland: petition of S. Van Auken and 79 others, in favor of a general drainage law.

Referred to committee on State affairs.

By Mr. Bancroft: petition of Cyrus Miles and 29 others, citizens of Port Huron, St. Clair county, for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. David: petition of G. B. Truax, James Campbell, and 69 others, of Wayne county, for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. Enos: petition of 47 citizens of Berrien county for a registry law.

Referred to the committee on State affairs.

By Mr. Richardson: petition of J. H. Bird and 15 others, asking that the assessment roll of the township of Elkland, Tuscola county may be legalized, and the time for collecting taxes therein extended.

Referred to the committee on State affairs.

By Mr. McMahon: petition of M. Kinney, praying that the Webster Mutual Association may be authorized to carry on the business of insurance against loss by fire.

Referred to the judiciary committee.

By Mr. E. H. Thomson: the following petitions, asking for a geological survey of the State, viz:

Of Elon Farnsworth, George B. Russel, H. C. Kibbee, A. Ives, Elisha Taylor, C. C. Douglass, O. Newberry, Edward Kanter, S. D. Elwood, Jacob Beeson, Wm. Gray, Wm. D. Wilkins and 194 others, citizens of Detroit.

Referred to committee on State affairs.

Also, of Hiram H. Allen and 41 others, of Paris, Kent county.

Of A. B. Ayres and 25 others, of Romeo, Macomb county.

Of James Seymour and 29 others, of Flushing, Genesee county.

Of D. Wood and 33 others, of Ann Arbor, Washtenaw county.

Of D. W. Harrison and 17 others, of Tuscola county.

Of A. F. Carr and 25 others, of Ionia county.

Of Alfred Handy and others, of Paw Paw, Van Buren county.

Of Amos Gould and 25 others, of Owosso, Shiawassee county.

Of S. Coppernall and others of Sanilac county.

Of Daniel Torrey and 15 others, of Burton, Genesee county.

Of M. B. Hess and 20 others, of East Saginaw.

Of W. W. Booth and 22 others, of Fentonville.

Of S. C. Coffinbury and 30 others, of Constantine, Branch county.

Which were referred to same committee.

Also, of H. W. Wood, Wm. M. Fenton and 100 others, of the city of Flint, praying for an alteration of chapter No. 154 of the Compiled Laws, relative to liens upon mills or machinery.

Referred to committee on judiciary.

Also, the petition of Charles A. Trowbridge, of the city of Detroit, relative to the State tax on iron ore.

Referred to committee on State affairs.

By Mr. Greenfield: petition of the Board of Supervisors of Ontonagon county for power to borrow money for the improvement of the harbor at the mouth of the Ontonagon river.

Referred to committee on Harbors.

Also, of the Board of Supervisors of Houghton county for legalising the assessment rolls of 1857, and for extending the time for the collection of taxes in the township of L'Anse; also,

For the extension of the Houghton and Ontonagon county State road to Copper Harbor, in Houghton county; also,

For annexing lands now unattached to the townships of L'Anse and Portage; also,

For refunding to the county one-half of the $1 per ton tax on copper; also,

For donating to the county the proceeds of the swamp lands of said county; also,

For refunding one-half of the specific taxes collected in said county prior to 1858.

All of which were referred to committee on State affairs.

Also,

Petition of Seth Reese and 42 others, for an act to extend the State road through Ontonagon and Houghton counties to Copper Harbor and asking an appropriation for the same.

Referred to committee on Roads and Bridges.

By Mr. Reynolds: petition of the board of supervisors of Cass county and others, for the passage of a law legalizing the assessment and extending the time for the collection of taxes in the township of Newburg, Cass county.

Referred to committee on State affairs.

By Mr. A. W. Buel: petition of A. R. L. Covert and Enos T. Throop for the allowance of compensation for their services as clerks of the Supreme Court.

Referred to the judiciary committee.

By Mr. Dickey: petition of O. C. Comstock, jr., and 25 others, of Marshall, Calhoun county, for the repeal of the stay laws.

Referred to the judiciary committee.

By Mr. G. W. Brown: petition of L. D. Danforth and 30 others, for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. Dunbar: petition of William H. Boyd and 74 others, for the passage of a law to provide a proper system of drainage.

Referred to the committee on State affairs.

By Mr. S. F. Brown: petition of Wm. M. Fenton, Col. F. W. B. Stockton and 150 others, citizens of Flint, Genesee county, asking for an amendment to the militia law.

Referred to the committee on militia.

By Mr. Brewster: petition of R. S. Perry and others, for a special tax for the improvement of the county line road between the counties of Lenawee and Hillsdale; also,

Petition of E. Gallup and others, of Lenawee county, for the same.

Referred to the committee on State affairs.

By Mr. Sharp: petition of L. N. Sanford and 23 others, for the restoration of capital punishment.

Referred to the judiciary committee.

Also

Petition of A. Anderson and 21 others, for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. Childs: petition of T. S. Sanford and 190 others, asking that the right of suffrage may be granted to women.

Referred to the committee on State affairs.

Also,

Petition of Lewis North and 108 others, praying that it may be made a State Prison offence to claim other persons as property, or to claim their services without just compensation therefor.

Referred to the committee on federal relations.

By Mr. Allen: petition of J. W. Pierce and 68 others, citizens of Kent county, for amendments to militia law; also,

Of F. A. Stowe and 94 others, for the same purpose; also,

Of Jas. Blair and 25 others, for the same purpose.

Referred to the committee on the militia.

By Mr. Dalton: petition of N. H. Ferry and others, of the town of White River, praying to be attached to the county of Oceana; also,

Of Oliver Swain and 15 others, praying that two tiers of towns composing the township of White River, in Ottawa county, may be set off and attached to the county of Oceana; also,

Of Jas. Collins and others, containing the same prayer.

All of which were referred to the committee on towns and counties.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Pratt offered the following:

Resolved, That rule 41 of this House be amended so as to provide for a standing committee of five for the asylum of the insane at Kalamazoo; also a like committee for the asylum for the deaf and dumb and blind at Flint.

By unanimous consent, the resolution was referred to the committee on rules and joint rules.

Mr. Kore gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the Port Huron and Lake Michigan railroad company.

Mr. McMahon offered the following:

Resolved, That 1,000 copies of the message of Governor Wisner, and 1,000 copies of the message of Governor Bingham, be printed in the German language; also, 1,000 of each message in the Holland language, and 500 in the French language, for the use of the House.

Which was adopted.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill to preserve the purity of elections and guard against abuses of the elective franchise.

Mr. Carpenter offered the following:

Resolved, That rule No. 41 of this House be so amended that to the list of standing committees consisting of five members each, there be added a committee of the agricultural college.

On motion of Mr. McMahon,

The resolution was laid on the table.

Mr. Wendell gave notice that at some future day he would introduce

A bill granting to every actual settler on swamp lands forty acres of the said lands, to be subject to all conditions imposed upon the same by the act of Congress donating the lands to the State;

Also, that on some future day he will introduce

A bill appropriating that a part of the funds arising from the sale of swamp lands be set apart for the construction of roads and bridges through said lands;

Also, that on some future day he will introduce

A bill to lay out a road from some point on Saginaw River to some point on the Straits of Mackinac;

Also, that on some future day he will introduce

A bill to extend the time for the collection of taxes in the counties of Mackinac and Delta.

Mr. Kelsey gave notice that at some future day he wolud ask leave to introduce

A bill for an act legalizing the tax roll for the year 1857, of the township of Shiawassee, in the county of Shiawassee, and to extend the time for the collection of the same.

Mr. A. W. Buel gave notice that at some future day he would ask leave to introduce

A bill entitled "a bill to authorize specially incorporated mining companies to hold certain real estate;

Also,

That at some future day he would ask leave to introduce

A bill entitled "a bill to amend section 10 of an act entitled an act

to provide for the incorporations of railroad companies, approved February 12, 1855;"

Also,

That at some future day he would ask leave to introduce

A bill entitled "a bill to change the name of the Swanscott Mining Company of Michigan;"

Mr. Campau gave notice that on some future day he would ask leave to introduce the following bills, viz:

A bill to amend the charter of the city of Detroit;

A bill to extend the time for collection of taxes in the townships of Grosse Point, Hamtramck, Springwells, Ecorse and Greenfield, Wayne county;

A bill for the regulation of the white fishery in the strait of Detroit and river St. Clair;

Mr. Reynolds gave notice that on some future day he would ask leave to introduce

A bill legalizing the assessment roll of Newburg township, in the county of Cass, and extending the time of collecting taxes thereon.

Mr. Woolnough gave notice that he would ask leave, on some future day, to introduce

A bill to provide for the payment of school district officers.

On motion of Mr. Mussey,

The petition of S. Rossman was taken from the table, and referred to the committee on elections.

Mr. Mussey gave notice that to-morrow, or some futurre day, he would ask leave to introduce

A bill entitled an act in relation to all companies or associations transacting the business of fire, life and marine insurance, within this State.

Mr. McKinley gave notice that at some future day he would ask leave to introduce

A bill appropriating the swamp lands in Manitou county for the purpose of building roads and draining the same.

Mr. Smith offered the following:

Resolved, That the Clerk of the House procure to be made a diagram of this hall, designating the location of members by name, No. of district and county, and furnish 200 copies for the use of the members and officers of the same.

Which was adopted.

Mr. Fowler gave notice that at some future day he would ask leave to introduce

A bill to change the name of Luther H. Preston and Uriah C. Preston.

Mr. Reynolds offered the following:

Resolved, That one thousand copies each of the following documents be published, for the use of the House, to-wit: Annual report of the State Treasurer; report of the boards of trustees of the Michigan Asylums; annual report of the Inspectors of State Prison; annual report of the Auditor General; annual report of the Commissioner of the State Land Office, Superintendent of Public Instruction, and heads of other State departments.

Which was adopted.

Mr. Driggs gave notice that at some future day he would ask leave to introduce

A bill to amend the constitution of the State of Michigan, so as to provide for annual instead of biennial sessions of the legislature.

Mr. Raymond gave notice that he would at some future day ask leave to introduce

A bill in relation to a State road from Saginaw county to Cheboygan.

Mr. E. H. Thomson offered the following:

Resolved, That 1,000 copies of the report of the Trustees of the Asylum for the Deaf, Dumb and Blind, at Flint, be ordered printed for the use of the Trustees of the same; also, the same number of copies for the use of the Trustees of the Insane Asylum, at Kalamazoo.

Which was adopted.

Mr. Starkweather gave notice that at some future day he would ask leave to introduce

A bill to amend chapter 10, compiled laws of Michigan, in relation to the powers and duties of the Board of Auditors and the Board of Supervisors of the county of Wayne.

Mr. Mussey offered the following:

Resolved, That 2,500 additional copies of Gov. Wisner message be printed in the English language for the use of this House.

After discussion the resolution was withdrawn by the mover.

Mr. Daniels renewed it.

The question being on the adoption of the resolution it was lost.

Mr. Carr gave notice that at some future day he would ask leave to introduce

A bill to change the name of the township of Jerome in the county of Midland;

Also, that he will ask leave to introduce

A bill to amend an act to provide for assessing property at its true value, and for levying and collecting taxes thereon.

Mr. Robison moved to adjourn.

Lost.

Mr. Mussey gave notice that at some future day he would ask leave to introduce

A bill to amend section 13, 17, and 23 of an act entitled "an act relative to plank roads," approved March 13, 1848, and to amend an act amendatory thereto, approved February 9, 1853.

Mr. McKinley offered the following:

Resolved, That three hundred copies of the Governor's Message be printed in the Chippewa language.

Which was not adopted.

Mr. G. W. Brown offered the following:

Resolved, That the use of this Hall be tendered to those that wish to meet here on Monday evenings, for the purpose of a union prayer meeting, when not otherwise occupied.

Which was adopted.

Mr. E H. Thomson offered the following:

Resolved, That the committee on rules and joint rules be and they are hereby instructed to inquire into the expediency of having an additional standing committee of the House to be called the Committee on Geological Survey and to report the same with all convenient dispatch.

Which was adopted.

Mr. McMahon, pursuant to previous notice, leave being granted, introduced

A bill to amend section 10 of chapter 140 of the Compiled Laws.

Read twice, and referred to the judiciary committee.

Mr. McMahon, pursuant to previous notice, leave being granted, introduced

A bill entitled a bill to amend section 17 of chapter 131, of the Compiled Laws of 1857.

Read twice, and referred to the judiciary committee.

Mr. Monroe, in accordance with previous notice, leave being granted, introduced

A bill entitled a bill to amend certain sections of an act entitled an act to incorporate the village of Albion, approved February 9, 1855.

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Mussey, according to previous notice, leave being granted, introduced

A bill to amend chapter 40 of the Compiled Laws, relative to the support of poor persons by counties.

Read twice, and referred to the judiciary committee.

Mr. E. H. Thomson, pursuant to previous notice, leave being granted introduced a

Joint resolution to encourage emigration.

Read twice and referred to the committee on State affairs.

Mr. Woolnough, previous notice having been given, and leave being granted, introduced

A bill to incorporate the city of Battle Creek.

Which was read twice, and referred to the committee on banks and incorporations.

On motion of Mr. Robison,

The House adjourned till two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called; quorum present.

The Speaker appointed Messrs. Gleasner, Robison and Dunbar as the special committee to invite the clergymen of Lansing to officiate alternately as chaplain of the House.

The following was read by the Speaker:

HOUSE OF REPRESENTATIVES,
Lansing, January 7, 1859.

To the Speaker of the House of Representatives:

I have this day appointed R. K. Divine Assistant Engrossing and

Enrolling Clerk of the House of Representatives, under a resolution of the House, passed January 5th, 1859.

WM. A. HALL,

Eng. and Enrolling Clerk of the House of Representatives.

Whereupon, the oath of office was administered to Mr. Divine by the Speaker.

PRESENTATION OF PETITIONS.

By Mr. David: petition of George B. Truax and 64 others, asking the Legislature to declare the platting and recording of certain lots in the village of Trenton null and void.

Referred to the committee on towns and counties.

By Mr. A. W. Buel: petition of Edward Williams, asking for a law changing the name of Edward William Muleman to Edward William Williams.

Referred to the judiciary committee.

By Mr. Phelps: memorial of A. R. L. Covert, clerk of the Supreme Court, for relief.

Referred to the judiciary committee.

By Mr. Fallass: petition of Alfred Fry and 29 others, asking to be refunded fifty dollars, paid on primary school lands.

Referred to the committee on ways and means.

By Mr. Starkweather: Petition of Henry K. Lorthop and 41 others of Oakland county; also,

Of Geo. G. Warner and 27 others of Allegan county; also:

Of Hiram Walker, J. Bom, George Crabbe, and 88 others of Wayne county; also,

Of F. B. Way, J. J. Bagley, Patrick Forsyth, and 66 others of Wayne County; also,

Of Wm. McDonnell, Thomas Chisholm, Wm. Magill, and 95 others of Wayne county; also,

Of Jefferson Wiley, Charles W. Jackson, Thomas J. Sanford and 74 others of Wayne county; also,

Of Colin Campbell, J. M. Edmonds, F. Wetmore & Co., and 105 others of Wayne county; also,

Of Daniel Goodnow, Cornelius O'Neil, Bernerd McDermott, and 44 others, voters of Wayne county; also,

Of R. K. Kinner, J. C. Kinner, L. Thompson, and 45 others, voters of Wayne county; also,

Of Elisha Taylor, H. C. Kibbee, A. H. Day and 91 others, voters of Wayne county;

Praying for the passage of a Registry Law.

All of which petitions were referred to the committee on State affairs.

REPORTS OF SPECIAL COMMITTEES.

Mr. Glessner submitted the following report:

The committee appointed to invite the officiating clergy of Lansing to act as Chaplains of this House at the opening of the sessions, beg leave to report that they have performed that duty, and that one of them will be present to officiate each morning.

Report accepted and committee discharged.

MESSAGES FROM THE SENATE.

The Speaker announced the following message from the Senate:

SENATE CHAMBER,
Lansing, January 6th, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed to transmit to the House the following concurrent resolution, which has been adopted by the Senate, in which the concurrence of the House is respectfully asked:

Resolved, By the Senate, (the House concurring) that the joint rules of the Senate and House of Representatives, and the rules in joint convention, of the last Legislature, be and are hereby adopted as the rules of the present Senate and House of Representatives, until otherwise ordered.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

On motion of Mr. McMahon,

The resolution was laid on the table.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Kore offered the following:

Resolved, That the Clerk be authorized to furnish each member of the House with a copy of Farmer's sectional map of Michigan.

Which was adopted.

On motion of Mr. Monroe, it was

Resolved, That the Speaker be and he is hereby instructed to appoint one more messenger for the House.

Mr. Loomis gave notice that at some future day he would ask leave to introduce

A bill entitled an act for the protection of gas light companies.

On motion of Mr. McMahon,

The Senate concurrent resolution in relation to the adoption of the rules and joint rules was taken from the table.

On motion of Mr. Mussey,

The House concurred in the resolution.

Mr. Dickey offered the following:

Resolved, That so much of the Governor's message as relates to State finances, the public debt, the levying and collection of taxes, and the adoption of measures for the relief of the suffering of Gratiot and Isabella counties, be referred to the committee of Ways and Means;

That so much as relates to the State Prison, Prison contracts and House of Correction, be referred to the committee on the State Prison;

That so much as relates to convict labor be referred to a special committee of five;

That so much as relates to the Asylums to a special committee of five, or a standing committee on Asylums;

That so much as relates to the subject of education and the appointment of Deputy Superintendent of Public Instruction, to the committee on Education;

That so much as relates to the Agricultural College be referred to the committee on Agriculture and Manufactures;

That so much as relates to swamp lands and railroad land grants, be referred to the committee on Public Lands;

That so much as relates to the policy of the appointment of an emigrant agent, and of a State geologist, be referred to the committee on State affairs;

That so much as relates to a registry law be referred to the committee on elections;

That so much as relates to an amendment of the constitution so as to provide for annual sessions of the Legislature, and amendments of the present tax law, be referred to the judiciary committee.

On motion of Mr. McMahon,

The resolution was laid upon the table.

Mr. R. Thompson gave notice that on some future day he would ask leave to introduce

A bill to cede jurisdiction to the United States of America over land to be occupied as a site for a light-house in this State.

On motion of Mr. Monroe,

The House adjourned till to-morrow morning at 9 o'clock.

Lansing, Saturday, January 8, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Potter.

Roll called: quorum present.

Absent at the roll call—Messrs Baldwin, G. W. Brown, B. Brown, Carr, Driggs, Ferris, Lane, Mulholland and Wallace.

The Speaker announced the following:

HOUSE OF REPRESENTATIVES,
Lansing, January 8, 1859.

To the Speaker of the House of Representatives:

SIR: Pursuant to a resolution of the House I have appointed Veeder W. Paine Assistant Sergeant-at-Arms for the House of Representatives.

CHARLES LARZALERE,
Sergeant-at-Arms.

Whereupon the oath of office was administered to Mr. Paine by the Speaker, and he entered upon the discharge of his duties.

PETITIONS PRESENTED.

By Mr. Wallace: petition of John Cooper and 9 others, of Wayne county, for a registry law.

Referred to the committee on State affairs.

Also,

Petition of Elisha Cross, P. R. Thompson, Bennett Joy, and 51 others, of the county of Wayne, for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. B. Brown: petition of Levi Brown and 37 others, for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. Glessner: petition of John Root and 24 others, for a registry law.

Referred to committee on State affairs.

By Mr. Gage: petition of Peter Blazier and 20 others, for the passage of a registry law.

By Mr. Perkins: petition of Betsey P. Parker, Mary M. Norton, and 100 others, citizens of Lenawee county, asking for an amendment to the constitution, so that all persons may enjoy equal political rights.

Referred to the committee on ways and means.

By Mr. Frisbee: petition of James Patterson and 38 others for the restoration of the death penalty.

Referred to the Judiciary committee.

By Mr. Allen: petition of A. A. Stevens and 100 others, citizens of Ionia county, for amendments to the militia law.

Referred to the committee on Militia.

By Mr. Sharp: petition of John Farrah, of Lenawee county, that his name may be changed.

Referred to the Judiciary committee.

By Mr. Grace: petition of 49 citizens of Galesburgh for the passage of a law for the registration of births and deaths.

Referred to the committee on State Affairs.

By Mr. Richardson: petition of Nelson Fletcher and 20 others, of the township of Arabela, to have the township of Sebewaing permanently attached to the county of Tuscola;

Also, petition of Wm. J. Davids and 49 others for the same.

Which were referred to the committee on towns and counties.

By Mr. Smith: petition of D. G. Jones and 36 others of Algonac, for a law to prevent fishing with continuous seins and nets in Michigan waters.

Referred to the judiciary committee.

Also,

Petition of D. Daniels and 21 others of Algonac, St. Clair county, for a geological survey of the State.

Referred to the committee on State affairs.

Also,

Petition of S. Parmerly and 32 others for the erection of a new township, from town of China, St. Clair county.

Referred to the committee on towns and counties.

By Mr. Mussey: petition of N. Dickinson and others, citizens of Romeo, Macomb county, for the restoration of the death penalty.

Referred to the judiciary committee.

Also,

Petition of E. W. Giddings, Jonas Crissman and 26 others, citizens of Romeo, Macomb county, for the same.

Referred to the same committee.

The Speaker announced the following communication from the Superintendent of Public Instruction:

OFFICE OF SUP'T OF PUBLIC INSTRUCTION,
Lansing, January 8th, 1859.

To the Honorable the Speaker of the House of Representatives:

SIR: I have caused to be laid on the tables of the honorable members of the House of Representatives, for their use, bound volumes of the reports of the department of Public Instruction for the years 1855, '56 and '57.

Yours respectfully,

JOHN M. GREGORY

Superintendent of Public Instruction.

Mr. Dickey moved to reconsider the vote authorizing the Clerk of the House to furnish each member with a copy of Farmer's sectional map of Michigan.

Mr. E. H. Thomson moved to lay the motion to reconsider upon the table.

Which was adopted.

Mr. Reeves offered the following:

Resolved, That the Clerk of the House be instructed to transmit one copy of the daily journal of the two Houses to each publisher of a newspaper in the State, to be furnished out of the number ordered for the House.

Which was adopted.

Mr. Raymond offered the following:

Resolved, That the use of the House of Representatives be and the same is hereby granted for a public lecture this evening by Lieutenant O. B. Wilcox, late of the Army of the United States, on "The Military Element of the Country."

Which was adopted.

Mr. Sessions offered the following:

Resolved, (The Senate concurring,) that the two Houses meet in joint convention at 11 o'clock this A. M., to elect a Senator in Congress for the term of six years, commencing on the 4th day of March next.

On motion of Mr. McMahon,

The resolution was laid upon the table.

Mr. Carr gave notice that at some future day he would ask leave to introduce

A bill to provide for laying out and establishing a State road through the counties of Iosco, Ogemaw, and others.

Also,

A bill to amend an act to provide for laying out a State road from Saginaw to Cheboygan, approved Feb. 4th, 1858.

Mr. Mulholland gave notice that on some future day he would introduce

A bill for a general drainage law.

Mr. Miles offered the following:

Resolved, That a select committee of five be appointed to propose amendments to the constitution, as provided by section 1, article 20, of the constitution of the State.

Which was adopted.

Mr. Brooks gave notice that he would on some future day ask leave to introduce

A bill asking an appropriation of swamp lands, or the proceeds thereof, to aid in the construction of a plank road from Grand Rapids, in the county of Kent, to some point on Grand Traverse bay.

Mr. A. W. Buel, in accordance with previous notice, leave being granted, introduced

A bill to change the name of the Swamscot Mining Company of Michigan.

Which was read twice and referred to the committee on banks and incorporations.

Also,

A bill to amend section 10 of an act entitled "an act to provide for the incorporation of railroad companies," approved Feb. 12, 1858.

Read twice and referred to the same committee.

Also,

A bill to authorize specially incorporated mining companies to hold certain real estate.

Read twice and referred to the same committee.

Mr. Loomis, previous notice having been given, and leave being granted, introduced

A bill for the protection of gas light companies.

Which was read twice and referred to the judiciary committee.

Mr. Campau offered the following:

Resolved, That the administration of James Buchanan, in its foreign and domestic policy, has been eminently successful, and deserves the approbation and support of the entire American people.

Mr. A. W. Buel moved the previous question.

And the demand being seconded by the House,

The Speaker announced, "shall the main question be now put?"

Which was ordered.

Mr. E. H. Thomson called for the yeas and nays, which were ordered, and the question being on the adoption of the resolution, it was not adopted, by the following vote:

YEAS.

Mr. Bancroft,	Mr. Campau,	Mr. McDermott,
Beers,	Connor,	McKinley,
Beeson,	Dunbar,	Richardson,
A. W. Buel,	Geis,	Warner,
Bush,	Greenfield,	Wendell,
Bushnell,		16

NAYS.

Mr. Allen,	Mr. Fowler,	Mr. Perkins,
Beebe,	Gage,	Phelps,
Brewster,	Gilluly,	Pratt,
Brooks,	Giessner,	Raymond,
G. W. Brown,	Goodwin,	Reeves,
Benj. Brown,	Grace,	Reynolds,
S. F. Brown,	Green,	Richards,
H. S. Buel,	Kelly,	Robison,
Carr,	Kelsey,	Sessions,
Carpenter,	Kore,	Sharpe,
Childs,	Lane,	Smith,
Clark,	Loomis,	Starkweather,
Dalton,	McMahon,	Thomas,
Daniels,	Miles,	E. H. Thomson,
David,	Mitchell,	R. Thompson,
Dickey,	Monroe,	Wallace,
Driggs,	Mussey,	Watkins,
Enos,	Mulholland,	Wilkerson,
Fallass,	Newman,	Woolnough,
Felt,	Newton,	Wixson,
Ferris,	Perry,	Speaker,
Frisbee,		64

On motion of Mr. E. H. Thomson, it was

Resolved, That this House will, on and after this day, meet at 10 o'clock A. M., instead of 9, until otherwise ordered.

Mr. Childs gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled "an act to provide for the drainage of swamps, marshes and other low lands: approved Feb. 17, 1857."

Mr. McMahon offered the following:

Resolved, That the House do now proceed to nominate a person for the office of Senator in Congress, for six years from and after the 4th day of March next, in place of Hon. Charles E. Stuart, whose term of office will then expire.

Which was adopted.

The House then proceeded to nominate a candidate for the United States Senator, *viva voce*, with the following result:

FOR KINSLEY S. BINGHAM.

Mr. Allen,	Mr. Gilluly,	Mr. Perkins,
Beebe,	Gleesner,	Phelps,
Brewster,	Goodwin,	Pratt,
Brooks,	Green,	Raymond,
G. W. Brown,	Kelly,	Reynolds,
Benj. Brown,	Kelsey,	Richards,
S. F. Brown,	Kore,	Robison,
Carr,	Lane,	Sessions,
Childs,	Loomis,	Sharpe,
Clark,	McMahon,	Starkweather,
Daniels,	Miles,	Thomas,
Dickey,	Mitchell,	R. Thompson,
Driggs,	Monroe,	Wallace,
Enos,	Mussey,	Watkins,
Fallas,	Mulholland,	Wilkerson,
Felt,	Newman,	Woolnough,
Ferris,	Newton,	Wixson,
Fowler,	Perry,	Speaker,
Gage,		55

FOR CHARLES E. STUART.

Mr. Bancroft,	Mr. Connor,	Mr. McDermott,
Beers,	Dalton,	McKinley,
Beeson,	David,	Reeves,
A. W. Buel,	Dunbar,	Richardson,
H. S. Buel,	Frisbee,	Smith,
Bush,	Geis,	E. H. Thomson,
Bushnell,	Grace,	Warner,
Carpenter,	Greenfield,	Wendell,
Campan,		25

ABSENT.

Mr. Baldwin, 1

Kinsley S. Bingham, having received a majority of all the votes cast, was declared to be the candidate of this House for the office of United States Senator.

Mr. McMahon offered the following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that body that the House of Representatives have made their nomination for Senator in Congress, and are now ready to meet the Senate in joint convention to compare nominations.

Which was adopted,

And Messrs. McMahon and H. S. Buel were appointed such committee.

On motion of Mr. Mussey,

The following was taken from the table and adopted:

Resolved, (The Senate concurring,) that the two Houses meet in joint convention, at 11 o'clock, this forenoon, to elect a Senator in Congress for the term of six years, commencing on the 4th day of March next.

On motion of Mr. Mitchell,

The House took a recess for fifteen minutes.

The fifteen minutes having expired,

The Speaker called the House to order.

Roll called, quorum present.

The committee appointed to wait upon the Senate, and inform that body that the House had made its nomination for United States Senator, reported that they had discharged the duty assigned them.

Report accepted, and committee discharged.

The Sergeant-at-Arms announced a committee from the Senate,

Which reported that the Senate had made a nomination for United States Senator, and would meet the House in joint convention, to compare nominations.

The honorable Senators were soon thereafter announced, and were conducted to seats provided for them.

The following are the

PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by the Hon. Edmund B. Fairfield, Lieutenant Governor and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and all the Senators answered to their names.

The roll of the House was called by the Clerk thereof, and all the members elect answered to their names, except Mr. Baldwin.

The President of the Senate announced the object of the joint convention to be to compare nominations for the office of Senator in the Congress of the United States and that the Senate had nominated Kinsley S. Bingham for that office.

The Speaker of the House of Representatives announced that the House of Representatives had nominated Kinsley S. Bingham for the office of Senator in the Congress of the United States: Whereupon,

Representative Robison offered the following:

Resolved, By the Senate and House of Representatives of the State of Michigan in joint convention assembled, that Kinsley S. Bingham be and he is hereby declared duly elected to the office of Senator in Congress for the term of six years commencing on the fourth day of March, A. D. 1859.

Mr. E. H. Thomson called for the yeas and nays,

Which were ordered.

The Secretary of the Senate called the roll of the Senate;

The Clerk of the House called the roll of the House;

And the resolution was adopted by the following vote:

SENATORS.

YEAS.

Mr. Barns,	Mr. Dudgeon,	Mr. Pennoyer,	
Backus,	Gorham,	Porter,	
Birney,	Groavenor,	Pond,	
Brodhead,	Hayden,	Tower,	
Brown,	Hoyt,	Trowbridge,	
Canfield,	Jones,	Tyler,	
Carpenter,	Meacham,	Welch,	
Conger,	Mills,	Williams,	
Davis,	Parker,	Yost,	
Dickinson,	Perry,		29

NAYS.

Mr. Crouse,	Mr. Muzzy,	Mr. Warner,	3

REPRESENTATIVES.

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,
Beebe,	Fowler,	Perry,

Beeson,	Frisbee,	Perkins,
Brewster,	Gage,	Phelps,
Brooks,	Geis,	Pratt,
G. W. Brown,	Gilluly,	Raymond,
Benj. Brown,	Glessner,	Reynolds,
S. F. Brown,	Goodwin,	Richards,
A. W. Buel,	Green,	Robison,
H. S. Buel,	Greenfield,	Sessions,
Bush,	Kelley,	Sharpe,
Carr,	Kelsey,	Starkweather,
Childs,	Kore,	Thomas,
Clark,	Lane,	E. H. Thomson,
Campau,	Loomis,	R. Thompson,
Connor,	McMahon,	Wallace,
Daniels,	McDermott,	Watkins,
Dickey,	Miles,	Wendell,
Drigge,	Mitchell,	Wilkerson,
Dunbar,	Monroe,	Woolnough,
Enos,	Mussey,	Wixson,
Fallas,	Mulholland,	Speaker,
Felt,	Newman,	68

NAYS.

Mr. Bancroft,	Mr. Dalton,	Mr. Richardson,
Beers,	Grace,	Smith,
Bushnell,	McKinley,	Warner,
Carpenter,	Reeves,	11

On motion of Senator Conger,

The joint convention adjourned *sine die*.

A. B. TURNER,
Secretary of the Senate.
CHARLES V. DELAND,
Clerk of the House of Representatives, and Secretaries of the Joint Convention.

After the Senate had retired,

The Clerk of the House called the roll, and a quorum were present.

The Speaker announced that the joint convention had compared nominations, and the two Houses having agreed in their nominations, had adopted a resolution declaring Kinsley S. Bingham duly elected Senator in Congress for six years from the 4th day of March next.

On motion of Mr. Sessions,

The House adjourned until 10 o'clock on Monday next.

Lansing, Monday, January 10, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Abbott.

Roll called, and a quorum present.

Absent at the roll call, Messrs. Baldwin, Carr, Daniels, Mussey, Thomas, Wallace.

PETITIONS PRESENTED.

By Mr. Richardson: petition of D. G. Wilson and 51 others of Tuscola county, praying for a registry law.

Referred to committee on State Affairs.

By Mr. Brooks: petition of C. Davis and 421 others, citizens of Ottawa county, praying for the organization of the county of Muskegon.

Referred to the committee on Towns and Counties.

By Mr. Gies: petition of M. A. Martin and 19 others, settlers on State swamp lands for relief.

Referred to committee on Public Lands.

Also,

Petition of citizens of Clinton, Gratiot and Shiawassee counties for the amendment of swamp land act, and relief of settlers thereon.

Referred to committee on Public Lands.

Also,

Petition of citizens of the State of Michigan, to amend the swamp land act of Feb. 4th, 1858.

Referred to the committee on public lands.

By Mr. Kelsey: petition of A. G. Phillips, Rev. D. Creamer, and 30 others, for the passage of an act authorizing the treasurer of the township of Shiawassee, in the county of Shiawassee, to collect the taxes remaining due on the tax roll of 1857; also,

Petition of the board of supervisors of Shiawassee county, for the same; also,

Petition of the township board and 30 others, of the township of Shiawassee, Shiawassee county, for the passage of a law to legalize the tax roll of said town for 1857, and to extend the time for the collection of the taxes of the same.

All of which were referred to the committee on towns and counties.

By Mr. Warner: petition of citizens of Marquette and Delta county,

asking for the laying out of, and an appropriation to aid in, constructing a State road for Marquette to the mouth of the Menominee River; also,

Petition of citizens of Chippewa county, asking for the laying out and construction of a State road from Saut St. Mary to Point St. Ignace.

Which were referred to the committee on roads and bridges.

By Mr. Glessner: petition of Henry C. Lewis and 22 others, of Coldwater, for the restoration of the death penalty.

Referred to committee on judiciary.

Also,

Petition of John Gray and 9 others, of Coldwater, for a registry law.

Referred to committee on State affairs.

By Mr. McMahon: petition of R. H. Monroe and other citizens, of Clinton, Shiawassee and Gratiot counties, praying for an amendment to the pre-emption part of the present swamp land law.

Also,

Of Robt. Dodds and others, of the same counties, for the same purpose.

Also,

Of John R. Hale and others for the same purpose.

All of which were referred to committee on public lands.

By Mr. Ferris: petition of S. J. Burch and 49 others for a State road from St. Louis, in Gratiot county, to Flat River.

Also,

Of Daniel Sturgis and 40 others for the same purpose.

Also,

Of Henry B. Trippe and 30 others for the same purpose.

Referred to committee on roads and bridges.

By Mr. Mussey: memorial of the Regents of the University of Michigan.

Which was read and ordered printed, and referred to the committee on education.

By Mr. Wallace: petition of M. Kinney, Elisha Cross and 54 others, citizens of Wayne county, praying that jurisdiction may be conferred upon Justices of the Peace in cases of ejectment.

Also, of Chas. Smith, S. P. Mathews and 74 others, for the same purpose.

Referred to committee on Judiciary.

By Mr. McDermott: petition of S. Larned, W. A. Butler, Lev-Bishop and 56 others, citizens of Wayne county, for amendments to the militia laws.

Also, of J. R. Fellows, R. & L. Simonean and others, citizens of Detroit, for the same.

Also, of John Patton, O. B. Dibble, Ezra Rood and other citizens of Detroit, for the same.

Referred to committee on Militia.

By Mr. Woolnough: petition of Edward Packer and other citizens of Calhoun county, praying for the restoration of the death penalty for murder.

Referred to Judiciary committee.

Also, of B. F. Graves, L. D. Dibble and others, of Calhoun county, praying for a change of the militia law.

Referred to committee on Militia.

By Mr. Starkweather: petition of E. Benham, B. Fair and 257 other voters of Wayne county, for a registry law.

By Mr. Enos: petition of 128 citizens of Berrien county for a registry law.

Referred to committee on State Affairs.

By Mr. Perkins: petition of R. R. Beecher and 35 others, asking for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. Bees: petition of Otis L. White, Wm. E. Powers and 72 others of Grand Traverse county, for the establishment of a State road from Traverse City to North Point, and for an appropriation of State lands to construct the same.

Referred to the committee on roads and bridges.

By Mr. Wilkerson: petition of John H. Owen and Julia A. Owen, minor heirs, praying for the passage of an act authorizing them to convey certain real estate.

Referred to the committee on judiciary.

By Mr. Gilfuly: petition of John B. Dillingham and 160 others, citizens of Livingston county, asking that the Constitution may be so amended as to admit colored men to the privileges of the elective franchise.

Referred to the special committee on amendments to the Constitution.

By Mr. Sharpe: petition of Justus Low and 40 others, for the restoration of certain sections of land to the town of Ridgeway, Lenawee county.

Referred to the committee on towns and counties.

By Mr. Dickey: resolutions of the board of supervisors of Calhoun county, asking for such amendments to the State constitution as will fix the time for holding the annual township elections on the first Monday in February in each year, and for the completion of the assessment rolls by the 1st day of April in each year. Also, such an amendment of the statutes as will fix the time for holding the annual session of the board of supervisors on the first Monday next succeeding the general election in each year in which a general election is held, and on the second Monday in November of each and every other year, and to extend the time for the completion and delivery of the tax rolls to the several township treasurers to the 15th day of December in each and every year.

Referred to the special committee on the constitution.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Reeves gave notice that he should, on some future day, ask leave to introduce

A bill to repeal an act No. 17 of the Session Laws of 1855, entitled an act to prevent the sale and manufacture of spirituous and intoxicating liquors as a beverage, approved February 3d, 1855, and all amendments thereto.

Mr. E. H. Thomson gave notice that on some future day he should ask leave to introduce

A bill providing for the payment of the traveling expenses of the Judges of the Circuit Court.

Mr. Lane gave notice that on some future day he would ask leave to introduce

A bill to amend section twelve of an act entitled an act for the relief of school districts, chapter seventy-eight of the School Law.

Mr. Loomis gave notice that on to-morrow or some future day he would ask leave to introduce

A bill to make an appropriation to build 160 cells in the east wing

of the prison and for other purposes, as recommended by the Board of Inspectors of the State Prison in their last annual report.

Mr. Warner gave notice that on to-morrow or some future day of this session he would ask leave to introduce

A bill to authorize the County Treasurer of Chippewa county to make returns of the delinquent taxes of said county for the years 1856 and 1857.

Also, that on to-morrow or some future day of this session he would ask leave to introduce

A bill to provide for the laying out and establishing a State road in the counties of Marquette and Delta in the Upper Peninsula.

Mr. Reynolds gave notice that he would on some future day ask leave to introduce

A bill to amend sections 99, 100 and 102, of chapter 127 of the compiled laws relating to the competency of witnesses, &c.

Mr. Smith rose to a question of privilege, and asked that the House grant him the privilege of changing his vote from the affirmative to the negative in the vote taken on the following resolution

Resolved, That the administration of James Buchanan, in its foreign and domestic policy, has been eminently successful, and deserves the approbation and support of the entire American people.

Mr. E. H. Thomson moved that leave be granted, and demanded the previous question.

Which was ordered by the House.

Mr. E. H. Thomson called for the yeas and nays, which were ordered.

And leave was granted, by the following vote:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Phelps,
Bancroft,	Gage,	Pratt,
Beebe,	Gilluly,	Raymond,
Brewster,	Glessner,	Reeves,
Brooks,	Goodwin,	Reynolds,
Benj. Brown,	Grace,	Richards,
S. F. Brown,	Green,	Robison,
H. S. Buel,	Greenfield,	Sessions,
Bushnell,	Kelley,	Sharpe,
Carpenter,	Kelsey,	Smith,
Childs,	Kore,	Starkweather,
Clark,	Lane,	Thomas,

Dalton,	McMahon,	E. H. Thomson,
David,	Miles,	R. Thompson,
Dickey,	Mitchell,	Wallace,
Driggs,	Monroe,	Warner,
Enos,	Mussey,	Watkins,
Fallass,	Mulholland,	Wilkerson,
Felt,	Newman,	Woolnough,
Ferris,	Newton,	Wixson,
Fowler,	Perkins,	Speaker, 63

NAYS.

Mr. Beers,	Mr. Campau,	Mr. McDermott,
Beeson,	Connor,	McKinley,
A. W. Buel,	Dunbar,	Richardson,
Bush,	Geis,	Wendell,
Carr,	Loomis,	14

Mr. McMahon moved that Mr. Carr be excused from voting.

Which motion was not adopted.

Mr. Bushnell gave notice that he would on some future day ask leave to intreduce

A bill to provide for the publication of a documentary history of Michigan.

Mr. Smith offered the following:

Resolved, That 500 copies of the "separate document containing a list of pardons and reasons therefor," alluded to in the Governor's message, be printed for the use of the members of this House.

On motion of Mr. S. F. Brown,

The resolution was laid on the table.

Mr. McMahon offered the following:

Resolved, (the Senate concurring,) That a committee of four, consisting of two from the Senate and two from the House, be appointed to visit the State Prison, examine the same in all its parts, and report to the Senate and House any change they may deem necessary to be made in the mechanical or other departments, and the amount, if any, necessary to be appropriated for the use and support of said Prison for the ensuing two years.

Under the rules, the resolution was laid upon the table for one day.

On motion of Mr. Raymond, it was

Resolved, That the thanks of the House be presented to Lieutenant Wilcox, for the very able and interesting lecture, delivered in this Hall, on Saturday evening.

Mr. Driggs gave notice that he would ask leave, at some future day to introduce

A bill to donate 320 acres of State or swamp land, in Saginaw county, to Mrs. Henry D. Rodgers, of Tittabawassee, Saginaw county.

Also,

A bill to change the name of the town of Zilwaukie, in Saginaw county, to that of Fitzhugh.

Mr. Kore, in accordance with previous notice, leave being granted, introduced

A bill to amend the charter of the Port Huron and Lake Michigan Railroad Company;

Which was read twice and referred to the committee on banks and incorporations.

REPORTS OF STANDING COMMITTEES.

Mr. Loomis, chairman of the committee on banks and incorporations, presented the following:

The committee on banks and incorporations, to whom was referred A bill to amend section 10 of an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1858, respectfully report that they have had the same under consideration, and recommend that the same do pass, and ask to be discharged.

Report accepted, committee discharged, the bill referred to committee of the whole, placed on general order and ordered printed.

Mr. Mussey, chairman of the Judiciary committee, submitted the following report:

The committee of the Judiciary, to whom was referred a bill to amend sections 13, 17 and 23 of an act entitled an act relative to plank roads beg leave to report that they have had the same under consideration, and have instructed me to report the same without amendment, and recommend the passage of the same, and ask to be discharged from the further consideration of the same.

On motion of Mr. Mussey,

The bill was laid on the table and ordered printed.

Mr. Kelsey, chairman of the committee on rules and joint rules, submitted the following:

Your committee to whom was referred a resolution of instruction to enquire into the expediency of so amending the forty-first rule of the

House as to provide for a committee for the Asylum for the Insane at Kalamazoo, and a like committee for the Asylum for the Deaf, Dumb, and the Blind at Flint, and also, a resolution of instruction as to the expediency of having an additional standing committee of the House to be called a committee on geological survey.

Respectfully report that they have had the same under consideration and have instructed their chairman to report the same back to the House, with a recommendation that rule forty-one, (41,) [published Rules of the House,] be so amended as to add,

A committee of five for roads and bridges;
" " Asylum for the Insane;
" " Asylum for the Deaf, Dumb and Blind;
" " on geological survey of the State;

Also, that rule forty-two be amended by striking out "a committee of three on roads and bridges."

All of which your committee respectfully submit, and ask to be discharged from the further consideration of the same.

On motion of Mr. McMahon,

The report was laid upon the table.

Mr. Mussey, chairman of the judiciary committee, reported as follows:

The committee of the judiciary, to whom was referred a bill to amend section 17, of chapter 131, of the compiled laws of 1857, have instructed me to report the same, with the following amendments, to-wit: in the tenth line, after the word "mortgages," insert the words "without notice;" and in the twelfth line, after the word "execution," insert the words "and levy;" and ask the concurrence of the House in the same, and recommend its passage, and ask to be discharged from the further consideration of the same.

The amendments were concurred in,

And the bill placed on the general order, referred to the committee of the whole, and ordered printed.

Mr. Mussey, chairman of the judiciary committee, reported as follows:

The committee of the judiciary to whom was referred a bill to amend section 10 of chapter one hundred and forty of the compiled laws of 1857, have instructed me to report that they have had the same under consideration and report the same with amendment as follows: in the eleventh line, after the word "mortgagees" insert the

words, "without notice:" and ask the concurrence of the House in the same, and to be discharged from the further consideration of the same.

Report accepted and committee discharged.

Mr. Mussey moved to concur, pending which,

Mr. A. W. Buel moved to lay the motion to concur upon the table;

Which was carried.

Mr. A. W. Buel moved to have it printed.

Which was decided out of order.

Mr. Driggs moved to take the bill from the table and order printed.

Mr. Bushnell moved to take the bill from the table.

Which was accepted, and the motion as amended was adopted.

Mr. Driggs moved to place the bill upon the general order, refer to committee of the whole, and printed.

Which was withdrawn by the mover.

Mr. Brewster renewed the motion.

Mr. Phelps called the previous question;

Which was not seconded.

The question recurring upon the motion to refer and print, the same was carried.

On motion of Mr. Wendell,

The House adjourned.

AFTERNOON SESSION.

2 o'clock P. M.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, quorum present.

PETITIONS.

By Mr. Loomis: petition of Peter White, M. H. Maynard, H. R. Mather and 28 others, asking the passage of a law to incorporate the village of Marquette.

Referred to the committee on Banks and Incorporations.

MESSAGES FROM THE SENATE.

The Speaker announced the following message from the Senate:

SENATE CHAMBER,
Lansing, Monday, January 10, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed to transmit to the House the following resolution, which the Senate have passed by a vote of two-thirds of all the.

members elect, and in which the concurrence of the House is respectfully asked :

Resolved, (The House concurring,) That the committee on printing be instructed to prepare and cause to be published, with all possible despatch, for the use of the two Houses of this and the next Legislature, three hundred copies of a Manual containing the Rules of each House, the Joint Rules of the same, and the two Houses in joint convention, with the Index thereof, the Revised Constitution of this State, with an index thereof ; the census of this State for the years 1845, 1850, and 1854, by counties, in alphabetical order, a table of the names, residence, post office address, boarding house, nativity, occupation, and age of each member of the Legislature, a list of the Senators by Districts, and of the Representatives by Counties and Districts, a table of the standing committees of each House, and a Calendar of 1859, 1860 and 1861 and also a diagram of the two Houses.

On motion of Mr. Perry,

The House concurred in the adoption of the resolution.

MOTIONS, RESOLUTIONS AND NOTICES.

On motion of Mr. Phelps, it was

Resolved, That the use of this Hall be granted to the Ladies' Association of the First Free Will Baptist Church, of Lansing, on Tuesday evening, the 18th inst., for the purpose of an evening party, the benefits of which are to be given to the Rev. L. B. Potter.

On motion of Mr. E. H. Thomson, it was

Resolved, That the use of this House be granted on Wednesday evening, the 19th inst., for an exhibition of the deaf, dumb and blind pupils from the Asylum, at Flint.

On motion of Mr. Brewster, it was

Resolved, That the committee of agriculture and manufactures be instructed to enquire into and report upon the propriety of so amending section 1, of chapter 54, of title 16, of the compiled laws, that it shall be optional with boards of supervisors to levy the tax therein provided for.

On motion of Mr. E. H. Thomson,

The report of the committee on rules and joint rules was taken from the table.

On motion of Mr. E. H. Thomson,

The report was adopted, and the rules amended according to the report.

Mr. Reeves offered the following:

Resolved, That 400 copies of the daily journal be ordered printed in the German language, and that said journals be equally distributed to the members of the Houses.

On motion of Mr. Dickey,

The resolution was laid on the table.

Mr. Thomas gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 13 of the session laws of 1858, relating to highways.

Mr. Raymond gave notice that he would on some future day ask leave to introduce

A bill to complete the tax roll and extend the time of collecting taxes in the town of Hampton, Bay county.

Mr. Wixson gave notice that at some future day he would ask leave to introduce

A bill to lay out and establish a State road in the county of Sanilac.

Mr. Allen gave notice that he would on some future day ask leave to introduce

A bill to amend an act entitled an "act to provide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839.

Mr. Loomis gave notice that on some future day he would ask leave to introduce

A bill entitled an act to incorporate the village of Marquette.

Mr. Sharp gave notice that on to-morrow, or some subsequent day, he would introduce

A bill to change the name of John Farrah, of Lenawee county, to John F. Temple.

On motion of Mr. Phelps, it was

Resolved, That rule 42 of this House, be so amended as to provide for a standing committee of three on the House of Correction.

Mr. Driggs, in accordance with previous notice, leave being granted, introduced

A bill to incorporate the city of East Saginaw.

Which was read twice, and referred to committee on banks and incorporations.

On motion of Mr. Smith,

The resolution referring to the Governor's message to the appropriate committees, was taken from the table.

On motion of Mr. Dickey,

The resolution was amended so as to read as follows:

Resolved, That so much of the Governor's message as relates to State finances, the public debt, the levying and collection of taxes, and the adoption of measures for the relief of the suffering of Gratiot and Isabella counties, be referred to the committee of Ways and Means;

That so much as relates to the State Prison and Prison contracts, be referred to the committee on the State Prison;

That so much as relates to convict labor be referred to a special committee of five;

That so much as relates to the subject of education and the appointment of a Deputy Superintendent of Public Instruction, to the committee on Education;

That so much as relates to the Agricultural College, be referred to the committee on Agriculture and Manufactures, and the committee of Education, jointly;

That so much as relates to swamp lands and railroad land grants, be referred to the committee on Public Lands;

That so much as relates to the policy of the appointment of a State geologist, be referred to the committee on State geology;

That so much as relates to a registry law, be referred to the committee on State affairs;

That so much as relates to an amendment of the constitution so as to provide for annual sessions of the Legislature, the fees and salaries of judges of probate, and amendments of the present tax law, be referred to the select committee on constitution.

That so much as relates to the Asylum for the Insane, be referred to the committee on the same;

That so much as relates to the Asylum for the Deaf, Dumb and the Blind, to the committee on the same;

That so much as relates to the House of Correction, be referred to a standing committee of three;

That so much as relates to the policy of the appointment of an emigrant agent, be referred to the committee on State affairs.

And the resolution, as amended, was then adopted, and the message so referred.

Mr. Smith moved that the resolution relative to the pardons granted by the Governor, and the reasons therefor, be taken from the table.

Which was adopted.

The question recurring on the adoption of the resolution,

Mr. McMahon moved to refer the resolution to the committee on printing.

Mr. Smith moved to lay the motion to refer on the table.

Which motion was adopted.

Mr. Pratt, on behalf of the trustees of the Asylum for the Insane, presented their report for the years 1857–58, and moved that it be referred to the committee on asylums.

Wbich was adopted.

Mr. E. H. Thomson, previous notice having been given, and leave being granted, introduced

A bill to amend an act disposing of certain grants of land made to to the State of Michigan for railroad purposes, by act of Congress, approved June 3, 1856 approved February 14, 1857.

Which was read twice and referred to the committee on public lands.

On motion of Mr. Monroe,

The House adjourned till 10 o'clock, to-morrow morning.

Lansing, Tuesday, January 11, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Moore.

Roll called; quorum present.

Absent at the roll call:—Messrs. Baldwin, Bancroft, Carr, Greenfield, Mussey, Reeves and H. S. Buel.

Mr. Bushnell asked and obtained leave of absence for Mr. Bancroft for three days.

Mr. Kore asked and obtained leave of absence for Mr. Mussey on account of illness.

Mr. McMahon moved that leave of absence be granted to all who wish to visit Grand Rapids.

Which motion was not adopted.

Mr. Robison asked and obtained leave of absence for Mr. Greenfield for three days.

Mr. Raymond asked and obtained leave of absence for Mr. Baldwin for an indefinite time.

Mr. Carpenter asked and obtained leave of absence for Mr. H. S. Buel for three days.

The Speaker, under the rules as amended, announced the following standing committees:

Asylum for the Insane—Messrs. Pratt, Wixson, Allen, H. S. Buel and Bushnell.

Asylum for the Deaf, Dumb and Blind—Messrs. E. H. Thomson, Brooks, Gage, Enos and McDermott.

Geological Survey—Messrs. Mitchell, S. F. Brown, Richards, Daniels and Greenfield.

House of Correction—Messrs. Phelps, Robison and McKinley.

Also, pursuant to resolution of the House, the following select committees:

On Amendments to the Constitution—Messrs. Miles, A. W. Buel, Ferris, Mussey, Wendell.

On Convict Labor—Messrs. Loomis, Newman, Monroe, Bush, Gies.

Also, in pursuance of resolution, the appointment of Edward Cahill as the additional messenger.

PETITIONS PRESENTED.

By Mr. McMahon: of Robert McClelland, Wilbur F. Story, C. C. Trowbridge, Z. Chandler and other citizens of Wayne county, praying for the enactment of a law for the preservation of game.

Referred to the judiciary committee.

By Mr. Kelsey: petition of Geo. Snyder, Orlando Eddy, Francis Ackley and 39 others, asking for the passage of an act to amend act number 31 of the session laws of 1858, so that a greater proportion of the proceeds of the sales of the Swamp Lands may be applied to purposes of draining and ditching the same.

Referred to the committee on public lands.

By Mr. Richardson: petition of John Johnson and 54 other citizens

of Tuscola county, that measures be instituted to procure a thorough geological survey of the State.

Referred to committee on State geology.

By Mr. Bush: petition of F. C. Whipple and 40 other citizens of Livingston county, praying for the repeal of the act of February 17th, 1857, entitled an act in relation to vacancies in county offices appointed by the Governor.

Referred to the committee on State affairs.

By Mr. McDermott: petition of Jacob Beeson, R. T. Twombly and 38 other citizens of Wayne county, for amendments to the militia law.

Also, of C. A. Trowbridge, A. Mandell and other citizens of Wayne county, for amendments to the militia laws.

Also, of Edward Brinnen, Mark McGraw, and 56 others, citizens of Wayne county, for amendments to the militia laws;

Also, of Geo. F. Gardner, T. W. Mizner and 56 others, citizens of Wayne county, for the same;

Referred to the committee on the militia.

By Mr. Driggs: petition of A. H. Gaylord and 41 others, citizens of Saginaw county, to have the right of suffrage extended to persons of color.

Referred to committee on amendments and revision of the constitution.

By Mr. Gage: petition of Rev. N. Taylor and 22 others for immediate relief to citizens of Gratiot and Isabella counties;

Referred to committee on ways and means.

By Mr. Ferris: petition of George Bradley and 14 others, for a State road from Matherton, in Ionia county, to Albany, in Isabella county;

Also, of John Hunt and 16 others, for a State road from Matherton, in Ionia county, to Albany, in Isabella county.

Also, of James Coleman and 45 others, for a State road from Matherton, Ionia county, to Albany, Isabella county, and an appropriation of non-resident road-tax for the same.

Also, petition of Henry Walker and 42 others, for an appropriation of non-resident taxes to aid in the construction of the State road from Greenville, in Montcalm county, to the Muskegon river.

Also, of Henry C. Everts and 50 others, for the organization of Mecosta county.

All of which were referred to the committee on roads and bridges, except the last, which was referred to committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

Mr. Kore, chairman of the committee on Towns and Counties, submitted the following report:

The committee on Towns and Counties, to whom was referred the petition of N. S. Phelps, R. D. Cramer and 30 others, for the passage of an act authorizing the township treasurer of Shiawassee, in the county of Shiawassee, to collect the taxes remaining due on the tax roll of 1857; and also, a petition of the board of supervisors of Shiawassee county for the same purpose; also, the petition of the township board of the township of Shiawassee, Shiawassee county, and 30 others, for the passage of a law to legalize the tax roll for 1857, and to extend the time for the collection of the same;

Have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend that the petitions be referred to the committee on the Judiciary, and ask to be discharged from the further consideration thereof.

J. C. KORE, *Ch'n.*

Report accepted, committee discharged, and the petitions referred according to the recommendation of the committee.

Mr. Loomis, chairman of the committee on banks and incorporations, reported as follows:

The committee upon banks and incorporations, to which was referred

A bill to amend certain sections of an act to incorporate the village of Albion,

Would respectfully report, that they have had the same under consideration, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Ch'n.*

Report accepted and committee discharged.

The bill was placed on the general order, referred to the committee of the whole, and ordered printed.

Mr. Monroe moved that the rules be suspended, and the bill placed on its final passage.

Which motion was not adopted.

Mr. Pratt moved that the bill be taken from the general order and laid upon the table.

The motion, after discussion, was withdrawn.

Mr. Mulholland renewed it, and after making some remarks thereon, withdrew the motion.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Daniels offered the following:

Resolved, That so much of the message of Governor Bingham as relates to the finances and State indebtedness, be referred to the committee on Ways and Means;

That so much as relates to the University and school matters, to the committee on Education;

That so much as relates to the Agricultural College, to committees on Agriculture and Manufactures, and on Education, jointly;

That so much as relates to public lands and swamp lands, be referred to the committee on Public Lands;

That so much as relates to the State Prison and a new penitentiary at Detriot, to the committee on the State Prison;

That so much as relates to the House of Correction and a work-house at Detroit, be referred to committee on House of Correction;

That so much as relates to Asylums, be referred to the committee on the respective Asylums;

That so much as relates to the organization of the militia, be referred to the committee on Militia;

That so much as relates to railroad companies and to grants of public lands to incorporations, be referred to the committee on Banks and Incorporations;

That so much as relates to the Sault St. Marie Falls ship canal, be referred to the committee on Internal Improvements;

That so much as relates to expiring laws, regulation of salaries, and the other recommendations of the message, be referred to the committee on the Judiciary.

Which was adopted.

Mr. G. W. Brown offered the following:

Resolved, That the vote to refer so much of the Governor's message as relates to railroad land grants to the committee on public lands be reconsidered.

Which was not adopted.

Mr. B. Brown offered the following:

Resolved, That the amount of stationary furnished to the chairmen of committees be limited to ten dollars each.

Mr. Wallace moved to amend by striking out "ten" and inserting "five."

Mr. Driggs moved to lay the whole subject on the table.

Which motion was adopted.

On motion of Mr. E. H. Thomson, it was

Resolved, That the State Treasurer be requested to inform this House, at his earliest convenience, the amount of money remaining in his hands appropriated some years since for the purpose of purchasing law books for the State Library.

Mr. G. W. Brown offered the following:

Resolved, That all resolutions ordering printing shall be referred to the committee on printing, and reported upon by them, before passing the House.

On motion of Mr. Grace,

The resolution was laid on the table.

Mr. Perry gave notice that he would on some future day ask leave to introduce

A joint resolution for the relief of certain settlers upon section 16, in the township of Union in the county of Branch.

Mr. Watkins gave notice that on some future day he would ask leave to introduce

A bill to alter and establish the fees of Justices of the Peace in civil cases.

Mr. Daniels gave notice that he would ask leave to introduce on to-morrow or on some future day

A bill to amend chapter ten, section eleven, of the compiled laws of 1857.

Mr. Woolnough gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of the township of Emmett, and county of Calhoun.

Mr. Clark gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of an act entitled an act to amend section 26, and repeal sections 27, 28 and 29, of chapter 150, title 29, of the revised statutes of 1846, approved Feb. 16th, 1857.

Mr. McDermott gave notice that at some future day he would ask leave to introduce

A bill to regulate the speed of passenger trains on railways.

Also,

A bill to provide for the appointment of an inspector of bridges and culverts on railroads, and his duties.

Mr. Woolnough gave notice that on some future occasion he would ask leave to introduce

A bill authorizing and empowering all persons of the degree of attorney-at-law to administer oaths and to take proofs and acknowledgments of deeds and other instruments entitled to record in this State.

Mr. Daniels gave notice that he would ask leave to introduce on to-morrow or some future day

A bill to amend an act entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14th, 1853, and an act amendatory thereto, approved February 12th, 1855, approved Feb. 4, 1858.

Mr. Beeson gave notice that he would on some future day ask leave to introduce

A bill to amend an act entitled an act to amend the charter of the village of Niles.

Mr. Fowler offered the following:

Resolved, That the committee on roads and bridges be instructed to inquire into the propriety of so amending the law relative to laying out and establishing highways, as to dispense with a jury of twelve freeholders.

The resolution was withdrawn.

Mr. Driggs gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled an act to provide for laying out, establishing and improving a State road in Clinton, Gratiot, Shiawassee, Saginaw and Genesee counties.

Mr. Richardson gave notice that on some future day he would ask leave to introduce

A bill for the permanent attachment of the township of Sebewaing to the county of Tuscola.

Mr. Dunbar gave notice that on some future day he would ask leave to introduce

A bill to provide for a general system of drainage.

Mr. McKinley gave notice that on some future day he would ask leave to introduce

A bill to organize a township in Manitou county consisting of Hog and Garden Islands in said county.

Mr. Fallas gave notice that on some future day he would ask leave to introduce

A bill to authorize the laying out of a State road from Greenville in, the county of Montcalm, to Lowell, in the county of Kent;

Also, to extend the same to Hastings, in the county of Barry.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill providing for the taxation of gas-light companies.

Mr. Carr, previous notice having been given, and leave being granted, introduced

A bill to provide for laying out and constructing a State road through the counties of Iosco, Ogemaw and others.

Which was read twice and referred to the committee on Roads and Bridges.

Mr. Allen, in accordance with previous notice, leave being granted, introduced

A bill to amend an act entitled an act to provide for the recording of town plats, and for vacating the same in certain cases, approved April 19, 1839.

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Reynolds, pursuant to previous notice, leave being granted, introduced

A bill to legalize the tax roll of Newburg township, in the county of Cass, for the year 1858, and to extend the time of collecting the taxes therein.

Which was read twice and referred to the committee on State affairs.

Mr. Carr, previous notice having been given, and leave being granted, introduced

A bill to change the name of the township of Jerome, in the county of Midland.

Which was read twice, and referred to the committee on towns and counties.

Mr. Driggs, previous notice having been given, leave being granted, introduced

A bill to change the name of the township of Zilwaukie, in Saginaw county, to that of Fitzhugh.

Which was read twice, and referred to the committee on towns and counties.

Mr. Lane, in accordance with previous notice, leave being granted, introduced

A bill to amend the 12th section of an act entitled an act for the relief of school districts, being chapter 78 of the compiled laws of Michigan.

Which was read twice, and referred to the committee on education.

Mr. Loomis, previous notice having been given, leave being granted, introduced

A bill to make an appropriation to build 160 cells in the east wing of the State Prison, and for other purposes, as recommended by the board of inspectors of the State Prison, in their last annual report.

Which was read twice, and referred to the committee on State Prison.

Mr. Loomis, in accordance with previous notice, leave being granted, introdueed

A bill to incorporate the village of Marquette.

Which was read twice and referred to the committee on banks and incorporations.

On motion of Mr. Kore,

The House adjourned till 2 o'clock P. M.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called; quorum present.

PRESENTATION OF PETITIONS.

By Mr. Goodwin: petition of Jesse Segoine, H. H. Hatch and 270 other citizens of Jackson county, praying for amendments to the present militia law.

Referred to the committee on militia.

By Mr. Kore: petition of Daniel Newell, Richard Cooper and others of the county of Emmett, praying this Legislature to disannul the act of 1858, fixing the county seat at Mackinac city;

Also, the same petitioners remonstrating against attaching any part of Emmett county to Grand Traverse county.

Referred to the committee on towns and counties.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed to transmit to the House the following concurrent resolution relative to publishing the Manual, this day adopted by a majority vote of all the Senators elect, and respectfully ask the concurrence of the House therein.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

Resolved, (the House concurring,) That the committee on printing be instructed to prepare and cause to be published, with all possible dispatch, for the use of the two Houses of this and the next Legislature, three hundred copies of a Manual, containing the rules of each House, the joint rules of the same, and the two Houses in joint convention with the index thereof; the revised constitution of this State, with an index thereof; the census of this State for the years 1845, 1850 and 1854, by counties, in alphabetical order; a table of the names, residence, post office address, boarding house, nativity, occupation and age of each member of the Legislature; a list of the Senators by districts, and of the Representatives by counties, and districts; a table of the standing committees of each House, and a calendar of 1859, 1860 and 1861, and also a diagram of the two Houses,

Mr. Woolnough moved to strike out the words "three hundred" before the word "copies," and insert the words "five hundred."

Which was carried.

On motion of Mr. Perry,

The resolution as amended was concurred in.

Mr. Loomis moved to strike out all that part of the resolution relating to the census.

Which was not adopted.

The resolution as amended was then adopted.

Mr. Monroe gave notice that he would on some future day ask leave to introduce

A bill to prohibit the re-letting of the wagon contract in the State Prison, after the expiration of the present contract.

Mr. Daniells gave notice that on to-morrow or some future day he would ask leave to introduce

A bill to amend section 1 of chapter 5 of title first of the compiled laws of 1857.

Mr. McMahon offered the following:

Resolved, That the use of this Hall be granted to the Young Ladies' Literary Society of the Michigan Female College, on the evening of the 29th inst., for the purpose of an address to be delivered by Prof. Sill, of the Michigan State Normal School.

Which was adopted.

Mr. Brewster gave notice that on some future day he would ask leave to introduce

A bill for a special tax to improve the county line road between Lenawee and Hillsdale counties.

Mr. Woolnough offered the following:

Resolved, That the use of this Hall be granted to the Michigan Press Association on the evening of the 21st inst., for the purpose of a public lecture.

Which was adopted.

Mr. Warner gave notice that he would at some future day ask leave to introduce

A bill to lay out and construct a State road from Sault Ste Marie to Marquette.

Mr. Thomas gave notice that he would at some future day ask leave to introduce

A bill to amend section 4, of chapter 35, of the compiled laws.

Mr. Dalton gave notice that on some future day he would ask leave to introduce

A bill to lay out a State road from Ferrysburgh, in Ottawa county,

to some point on Manistee river, in Manistee county, and an appropriation of swamp lands or the proceeds thereof to construct said road.

Mr. Loomis offered the following:

Resolved, That the chairman of the committee on printing be requested to ascertain, and report to this House, the amount of money necessary to carry out the resolution to print one thousand copies each, extra, of the joint documents.

Which was adopted.

On motion of Mr. Sessions, it was

Resolved, That the Superintendent of Public Instruction be requested to address the members of the Senate and House, in the hall of the House, on Thursday evening of this week, on the subject of common schools in this State.

Mr. Campau, pursuant to previous notice, leave being granted, introduced

A bill for the regulation of the white fishery in the straits of Detroit and river St. Clair.

Which was read twice and referred to the committee on State affairs.

Mr. Sharp, previous notice having been given, and leave being granted, introduced

A bill to change the name of John Farrah to John F. Temple.

Read twice, and referred to the judiciary committee.

Mr. A. W. Buel, in accordance with previous notice, leave being granted, introduced

A bill to provide for the trial of offences upon information.

Read twice, and referred to the judiciary committee.

On motion of Mr. Pratt,

The House adjourned till 10 o'clock to-morrow.

Lansing, Wednesday, January 12, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

All present except those absent on leave.

PETITIONS PRESENTED.

By Mr. Grace: of C. H. House and 39 others, citizens of Genesee county, asking the passage of a registry law.

Referred to committee on State affairs.

Also, of S. P. Steadman and 49 others, citizens of Genesee county, asking the restoration of the death penalty.

Referred to the committee on the judiciary.

By Mr. Starkweather: of Paul W. Hagen, M. B. Grow and 30 others, asking the passage of a law to prevent any citizen of this State from aiding in delivering up persons claimed as fugitive slaves.

Also, of Burton Durfee, John Dimond and 285 others, citizens of Michigan, containing the same prayer.

Referred to the committee on federal relations.

By Mr. Raymond: of A. Miller, C. G. Southworth and 33 others, citizens of the town of Portsmouth, Bay county, for an act to perfect their township organization and extend the time of the collection of taxes therein.

Referred to the committee on judiciary.

By Mr. Bush: of A. Pond and 39 others, citizens of Livingston county, praying for the repeal of the act of February 17, 1857, entitled an act relative to vacancies in county offices filled by appointment by the Governor.

Referred to committee on State affairs.

By Mr. Green: of E. A. Baker, D. Wakefield and 68 others, for an amendment of the constitution in regard to the application of money arising from fines and penalties.

Referred to committee on amendments and revision of the constitution.

By Mr. G. W. Brown: of W. W. Wooster, Caleb Cowing and 100 others, citizens of Henrietta, in Jackson county, praying for the repeal of the general drainage law.

Referred to the committee on State affairs.

Also,

Of J. H. Cowing, W. A. Thomas and 24 others, citizens of Jackson county, praying for the restoration of the death penalty.

Referred to the committee on judiciary.

Also,

Of W. W. Wooster, A. P. Blake, and 10 others, citizens of Jackson county, for a registry law.

Referred to the committee on State affairs.

By Mr. Richardson: of A. Watrous and 54 others, for the permanent

attachment of the township of Sebewaing to the county of Tuscola; also,

Of D. P. Hinson, D. E. Cranson, and 38 others, for the same purpose; also,

Of I. J. B. McKinney and 15 others, for the same purpose.

Referred to the committee on towns and counties.

By Mr. Reeves: of James B. St. Johns and 23 others, praying the passage of a law to protect deer and other game.

Referred to the committee on State affairs.

By Mr. Allen: of the supervisors of Kent county, praying for the passage of an act to aid in procuring the opening of the salt springs of the State, and the manufacture of salt;

Also, of Lovell Hart and 30 others, citizens of Kent county, for the same;

Also, of J. P. Thompson and 32 others, for the same;

Also, of A. Dikeman and others;

Also, of Jas. Lyman and others;

Also, of J. H. Earl and 25 others;

Also, of T. B. Church and 30 others;

Also, of Daniel Eigzenger and 17 others, German citizens;

Also, of W. H. Withey and 25 others;

Also of Gotleib Christe and 42 others, Germans;

Also, of William E. Brown and 28 others;

Also, of Silas Hall and 85 others;

All citizens of Michigan, praying the passage of an act to authorise and procure the opening of the salt springs of the State and aid in the manufacturing of salt.

All of which,

On motion of Mr. Allen,

Were referred to a special committee of three to be appointed by the Speaker.

REPORTS OF STANDING COMMITTEES.

The judicial committee submitted the following:

The committee of the judiciary, to whom was referred the petition of John H. Owen and Julia A. Owen, minor heirs, praying for the passage of an act authorising them to convey certain real estate, report that they have had the same under consideration, and have instructed

their chairman to report the same back to the House, and that in the opinion of your committee to grant the prayer of the petitioner would be in direct violation of the constitution of this State, as will be seen by referring to sec. 23, article 4 of the constitution, and would recommend that the petitioners have leave to withdraw the same, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and the recommendation of the committee adopted.

The committee on the Asylum for the Deaf, Dumb and Blind, submitted the following report:

The committee on the Asylum for the Deaf, Dumb and Blind have instructed their chairman to report the following resolution:

Resolved, That leave of absence of three days be granted by this House to the committee on the Asylum, at Flint, for the Deaf, Dumb and Blind, for the purpose of making a practical and detailed examination of said institution, and with particular reference to the necessity of the appropriation asked for by the Trustees of the Insane.

And respectfully ask that the same be adopted by the House.

E. H. THOMSON, *Chairman.*

Report accepted, and the resolution adopted.

The committee of ways and means, through their chairman, reported as follows:

The committee of ways and means, to whom was referred the petition of Betsey P. Parker, Mary M. Norton and 36 others, citizens of Lenawee county, asking for such revision of the constitution as will allow to women the right of suffrage, (a right they claim involves all other rights of citizenship,)

Would respectfully report that they have had the same under consideration and instructed their chairman to report the same back, ask its reference to the special committee appointed to consider and act upon all propositions for amendments of the constitution, and to be discharged from its further consideration.

C. DICKEY, *Chairman.*

Report accepted, committee discharged, and the petition referred according to recommendation.

The committee on banks and incorporations presented the following report:

The committee on banks and incorporations, to which was referred

A bill to incorporate the city of Battle Creek,

Have had the same under consideration, and directed their chairman to report the same back to the House, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Miles offered the following:

Resolved, That the Attorney General be and is hereby requested to communicate to this House, in writing, his opinion of the proper construction of that part of section 1, of article 20, of the Constitution of this State, which speaks of the submission of amendments to the people at the next general election, and define especially what is meant by a general election.

Which was adopted.

Mr. Carr gave notice that at some future day he would as leave to introduce

A bill to organize the county of Isabella.

Mr. Gilluly gave notice that at some future day he would ask leave, to introduce

A bill to amend an act in relation to Insurance Companies and Insurance Agents, approved February 12, 1855.

Mr. E. H. Thomson gave notice that on some future day he would ask leave to introduce

A joint resolution relative to a donation of land from the Federal Government for the support of the State Asylums—for the Insane at Kalamazoo, and the Deaf and Dumb and the Blind, at Flint.

Also,

A bill to amend section 1 of an act entitled an act to define the limits, jurisdiction and powers of Circuit Courts, approved January 29, 1858.

Also,

A bill to amend chapter No. 101 of the compiled laws of the State of Michigan relative to the sale of real estate of deceased persons.

Mr. Burt gave notice that on some future day he would ask leave to introduce

A bill to amend section 7, chapter 99, of the revised statutes of 1846, found in 2d volume of the compiled laws, section 4161.

Mr. Loomis gave notice that on to-morrow, or some future day, he would ask leave to introduce

A bill to amend sections 10 and 28, chapter 202, compiled laws, relating to the State Prison, and the government and discipline thereof.

Mr. Green gave notice that on to-morrow, or some future day, he would ask leave to introduce

A bill to prevent fishing with nets or seines in the waters of Round Lake and Devil's Lake, in the county of Lenawee.

Mr. Mussey gave notice that to-morrow or some future day he would ask leave to introduce

A bill to amend an act entitled an act to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage, approved February 3d, 1855.

Mr. Mitchell gave notice that at some future day he would ask leave to introduce

A bill for the relief of Christopher Voorheat.

Mr. Gilluly gave notice that on some future day he would ask leave to introduce

A bill to amend chapter 36 of the compiled laws of Michigan.

Mr. McDermott gave notice that at some future day he would ask leave to introduce

A bill to provide for the admission of clergymen to visit prisoners confined in any jail in this State.

Mr. Smith moved that the following resolution:

Resolved, That 500 copies of the "separate document containing a list of pardons and reasons therefore," alluded to in the Governors' message, be printed for the use of the members of this House,

Be taken from the table.

Which motion was adopted.

The question being on the adoption of the resolution.

Mr. Smith called for the yeas and nays.

Which call was seconded.

Pending the vote.

Mr. Brown moved that the resolution be referred to the committee on printing.

Which motion was adopted.

Mr. G. W. Brown gave notice that he would on to-morrow, or some future day, ask leave to introduce

A bill to amend chapter 105 of the compiled laws of 1857, relative to chattle mortgages.

Mr. G. W. Brown gave notice that he would, on to-morrow or some future day, ask leave to introduce

A bill to amend chapter 141 of the compiled laws of 1857, entitled "of proceedings against garnishees."

Mr. McDermott offered the following:

Resolved, That the resolution of Mr. Reeves in relation to printing of four hundred copies of the daily journals in the German Language for the benefit of this House, be taken from the table.

Mr. McDermott called for the yeas and nays.

The call was not seconded.

Mr. G. W. Brown moved that the resolution be referred to the committee on printing.

Which motion was adopted, and the motion to take from the table was referred to the committee on printing.

On motion of Mr. Dickey, it was

Resolved, That so much of the Governor's message as relates to the military system of the State, be referred to the committee on militia

Mr. Daniells offered the following:

Resolved, That the Speaker be authorized to appoint a German reporter to this House, who shall furnish his report to each German paper in the State.

Mr. Kore moved to lay the resolution on the table.

Mr. McDermott called for the yeas and nays.

Which call was sustained.

And the motion to lay on the table was not adopted by the following vote:

YEAS.

Mr. Allen,	Mr. Goodwin,	Mr. Robison,
Baldwin,	Green,	Sessions,
Brewster,	Kelsey,	R. Thompson,
Brooks,	Kore,	Wallace,
Benj. Brown,	Mussey,	Watkins,

Dickey,	Mulholland,	Wilkerson,	
Fallass,	Raymond,	Woolnough,	
Glessner,	Reynolds,	Wixson,	24

NAYS.

Mr.	Beebe,	Mr.	Dunbar,	Mr.	Monroe,
	Beers,		Enos,		Newman,
	Beeson,		Felt,		Newton,
	G. W. Brown,		Ferris,		Perry,
	S. F. Brown,		Fowler,		Perkins,
	A. W. Buel,		Frisbee,		Pratt,
	Bush,		Gage,		Reeves,
	Bushnell,		Geis,		Richards,
	Carr,		Gilluly,		Richardson,
	Carpenter,		Grace,		Sharpe,
	Childs,		Kelly,		Smith,
	Clark,		Lane,		Starkweather,
	Campau,		Loomis,		Thomas,
	Connor,		McMahon,		E. H. Thomson,
	Dalton,		McDermott,		Warner,
	Daniels,		McKinley,		Wendell,
	David,		Miles,		Speaker,
	Driggs,		Mitchell,		53

Pending the announcement of the vote,

Mr. Mussey moved that Mr. Monroe be excused from voting.

Which motion was not adopted.

Mr. Pratt moved to amend the resolution by adding "and also a reporter in the Holland language."

Mr. Benj. Brown moved to amend the amendment by adding, "and also a reporter in the French language."

Mr. Driggs demanded the previous question.

Which demand was not seconded.

Mr. Mussey rose to a point of order that as the main question was not ordered, the resolution was out of the possession of the House.

The Speaker decided the point not well taken.

Mr. G. W. Brown moved that the whole subject be referred to the committee on printing.

Which motion was adopted.

Mr. Driggs, pursuant to previous notice, leave being granted, introduced

A bill donating six hundred and forty acres of land to Mrs. Rogers, wife of Henry D. Rogers.

Which was read twice and referred to the committee on supplies and expenditures.

Mr. Mussey, previous notice having been given, and leave being granted, introduced

A bill in relation to all companies or associations transacting the business of fire, life and marine insurance within this State.

Which was read twice and referred to the committee on banks and incorporations.

Mr. Monroe, by unanimous consent, introduced

A bill to amend section 150 of an act entitled "an act to amend chapter 93 of the revised statutes of 1846, entitled of courts held by Justices of the Peace," approved February 13, 1855, in regard to stay of execution.

Which was read twice and referred to the committee on the judiciary.

Mr. McKinley, according to previous notice, leave being granted, introduced

A bill to organize a certain township in Manitou county, consisting of Hat, Hog, and Garden islands.

Which was read twice and referred to the committee on towns and counties.

Mr. E. H. Thomson, in accordance with previous notice, leave being granted introduced

A joint resolution in reference to the pending appropriation before the Congress of the United States for the improvement of the St. Clair flats.

Which was referred to the committee on State affairs.

Mr. Clark, previous notice having been given, and leave being granted, introduced

A bill to repeal section 5658 of the compiled laws, in relation to the publication of legal notices, and to restore the section repealed thereby.

Which was read twice and referred to the committee on State affairs.

Mr. Fowler in accordance with previous notice, leave being granted, introduced

A bill to change the name of Luther H. Preston and Uriah C. Preston.

Which was read twice and referred to the committee on judicary.

Mr. ———, previous notice having been given, and leave being granted, introduced

A bill to amend division eleven of chapter ten of title four of the compiled laws of the State of Michigan.

Which was read twice and referred to the committee on judiciary.

Mr. Driggs, pursuant to previous notice, leave being granted, introduced

A bill to amend an act to provide for laying out and establishing and improving a State road in Clinton, Gratiot, Shiawassee, Saginaw and Genesee counties.

Which was read twice and referred to the committee on roads and bridges.

Mr. Carr, previous notice having been given, and leave being granted, introduced

A bill to amend an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14th, 1853, and an act amendatory thereto, entitled an act to amend an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853, and an act amendatory thereto, approved Feb. 12, 1855.

Which was read twice and referred to the judiciary committee.

Mr. Woolnough, in accordance with previous notice, leave being granted, introduced

A bill authorizing and empowering all persons of the degree of attorney-at-law to administer oaths, and to take proofs and acknowledgments of deeds and other instruments entitled to record in this State.

Which was read twice and referred to the judiciary committee.

Mr. Brewster, previous notice having been given, and leave being granted, introduced

A bill to provide a special tax for the improvement of the county line road between Lenawee and Hillsdale counties.

Which was read twice, and referred to the committee on roads and bridges.

Mr. Woolnough, according to previous notice, leave being granted, introduced

A joint resolution for the relief of Ashael Beach and Elizabeth Rogers, of the township of Emmett, and county of Calhoun.

Which was read twice, and referred to the committee on public lands.

Mr. Campau, previous notice having been given, and leave being granted, introduced

A bill to extend the time for the collection of taxes for the year 1858;

in the townships of Grosse Point, Hamtramck, Springwells, Ecorse and Greenfield, in the county of Wayne.

Which was read twice, and referred to the committee on State affairs.

Mr. Wendell, in accordance with previous notice, leave being granted, introduced

A bill to provide for the settlement and drainage of swamp lands.

Which was read twice, and referred to the committee on public lands.

On motion of Mr. Wendell,

The House adjourned.

AFTERNOON SESSION.

2 o'clock P. M.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, quorum present.

Mr. Enos asked and obtained leave of absence for Mr. Miles for one day, on account of ill health.

PETITIONS.

By Mr. Woolnough: petition of Erastus Hussey and 140 others, citizens of Calhoun county, asking that the supervisor of each organized township in this State be authorized to purchase, at the expense and for the use of his township, one of N. Potter's patent rut scrapers or machine for improving roads, together with the right of making and using the same.

Referred to the committee on agriculture and manufactures.

By Mr. Daniells: petition of Peter Creyts and others asking for an appropriation for draining swamp lands belonging to the State.

Referred to the committee on public lands.

By Mr. Glessner: petition of J. B. Crippen, H. B. Robison and 14 others, of Coldwater, for the passage of a law for the protection of game.

Referred to the committee on State affairs.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Reynolds offered the following:

Resolved, That rule 15 of this House be amended by adding after the word "question," in the 7th line, the following clause: "if not sustained by such majority, the main question, with its pending amend-

ments, shall remain before the House subject to debate and amendment, the same as if there had been no call for the previous question."

Which, after discussion, was withdrawn.

On motion of Mr. Pratt,

Resolved, That a select committee of three be appointed to visit the Asylum of the Insane, at Kalamazoo, for the purpose of examining that institution in its details; also, for the purpose of enquiring into the propriety and necessity of the appropriation asked for by the Board of Trustees, in order that they may report thereon to this House.

On motion of Mr. McMahon, the following resolution was taken from the table:

Resolved, (the Senate concurring,) That a committee of four, consisting of two from the Senate and two from the House, be appointed to visit the State Prison, examine the same in all its parts, and report to the Senate and House any change they may deem necessary to be made in the mechanical or other departments, and the amount, if any, necessary to be appropriated for the use and support of said Prison for the ensuing two years.

Mr. G. W. Brown moved to strike out the words "(the Senate cocurring,) that a committee of four, consisting of two from the Senate and two from the House," and insert "that a committee of three, on the part of the House," and also strike out the words "Senate and" in the fourth line.

Which motion was adopted.

The resolution, as amended, was then adopted.

The Speaker, pursuant to resolution of the House, appointed the following special committee on salt springs:

Messrs. Allen, Gilluly and E. H. Thomson.

The Speaker, by unanimous consent, announced the following

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, January 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following concurrent resolution:

Resolved, (the House concurring,) That the committee on printing be instructed to prepare and cause to be published, with all possible dis-

patch, for the use of the two Houses of this and the next Legislature, three hundred copies of a Manual, containing the rules of each House, the joint rules of the same, and the two Houses in joint convention, with the index thereof; the revised constitution of this State, with an index thereof; the census of this State for the years 1845, 1850 and 1854, by counties, in alphabetical order; a table of the names, residence, post office address, boarding-house, nativity, occupation and age of each member of the Legislature; a list of the Senators by districts, and of the Representatives by counties and districts; a table of the standing committees of each House, and a calendar of 1859, 1860 and 1861, and also a diagram of the two Houses,

And respectfully to inform the House that the Senate do not concur in the amendment of the House, striking out the words "three hundred" before the word "copies," and inserting the words "five hundred."

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

On motion of Mr. S. F. Brown,

The House receded from the amendment, and the House concurred in the passage of the resolution without amendment.

Mr. Daniells, pursuant to previous notice, leave being granted, introduced

A bill to amend chapter 5 of the compiled laws of this State.

Which was read twice and referred to the judiciary committee.

Mr. Carr, previous notice having been given, and leave being granted, introduced

A bill to amend an act entitled "an act to provide for laying out a State road from Saginaw to Cheboygan," approved February 4, 1858.

Which was read twice and referred to committee on roads and bridges.

Mr. Wendell, previous notice having been given, and leave being granted, introduced

A bill to extend the time for the collection of taxes in the unorganized county of Delta attached to Mackinac.

Which was read twice and referred to the judiciary committee.

Mr. Watkins, in accordance with previous notice, leave being granted, introduced

A bill to alter and establish the fees of Justices of the Peace in civil cases.

Which was read twice and referred to the judiciary committee.

On motion of Mr. Dickey,

The House went into the committee of the whole upon the

GENERAL ORDER.

Mr. Dickey in the chair.

And after some time spent thereon, the committee rose, and through their chairman reported back to the House,

House bill number 1, being

A bill to amend section 10, of chapter 140, of the compiled laws of 1857,

With an amendment, in which the concurrence of the House is asked.

Also,

A bill to amend section 17, of chapter 131, of the compiled laws of 1857.

Without amendment,

Also,

A bill to amend section 10 of an act entitled "an act to provide for the incorporation of railroad companies," approved Feb. 12, 1855.

Without amendment,

And recommend that the bills as reported by the committee do pass, and ask to be discharged from the further consideration of the same.

Report accepted and committee discharged.

The amendment was concurred in, and the bills ordered engrossed for a third reading.

On motion of Mr. Perry,

The House adjourned till 10 o'clock to-morrow morning.

Lansing, Thursday, January 13, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Withington.

Roll called; quorum present.

Absent at the roll call, without leave, Messrs. Gage and Enos.

PETITIONS PRESENTED.

By Mr. Bushnell: petition of Samuel P. Duffield, Wm. J. Waterman, James C. Forrest and 33 others, citizens of Detroit, asking for the restoration of the death penalty.

Referred to Judiciary committee.

By Mr. Richardson: petition of the Board of Supervisors of Tuscola county, praying that the proceeds of the swamp lands may be used in reclaiming them.

By Mr. Daniels: petition of Thomas B. Lamb and 37 others for the extension of the elective franchise to tax-paying citizens.

Also, petition of J. N. Varsie and 27 others for the same purpose.

Referred to the special committee on amendments to the constitution.

By Mr. E. H. Thomson: petition of Wm. M. Fenton and 105 others, citizens of Genesee county, for a geological survey;

Also, petition of Porter Hazleton, George M. Dewey, and 75 others, for the same purpose;

Also, petition of C. Davis and 12 others, citizens of Macomb county, for the same purpose;

Also, of Charles Hascall and 30 others, citizens of Genesee county, for the same purpose.

All of which were referred to the committee on State geology.

REPORTS OF STANDING COMMITTEES.

The committee on banks and incorporations submitted the following:

The committee upon banks and incorporations, to whom was referred a "bill to amend an act entitled an act to provide for the recording of town plats and for vacating the same in certain cases, approved April 19, 1839, p. 379, v. 1, compiled laws," would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back with an amendment recommending the striking out of the word "county" where it occurs in the last line of sec. 1, and inserting in place thereof the words "town, city or village so platted, or to which the addition shall be made," with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed with the amendment.

The committee on banks and incorporations reported as follows:

The committee upon banks and incorporations, to whom was referred

A bill to amend the charter of the Port Huron and Lake Michigan Railroad Company,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report the same back to the House, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Ch'n.*

Report accepted and committee discharged.

And on motion of Mr. Loomis,

The bill was laid upon the table and ordered printed.

Also, the following:

The committee upon banks and incorporations, to whom was referred

A bill to change the name of the Swamscot Mining Company of Michigan,

Would respectfully report that they have had the same under consideration, and directed their chairman to report it back to the House, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

The committee on public lands submitted the following report:

The committee to whom was referred

A bill to provide for the settlement and drainage of the swamp lands,

Have had the same under consideration, and recommend it do pass,

Also,

A joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of the township of Emmett, and county of Calhoun,

Recommend that the same do pass, and ask to be discharged from the further consideration of the same.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill and joint resolution were referred to the committee of the whole, placed on the general order, and ordered printed.

The commitee on towns and counties, to whom was referred

A bill to change the name of the township of Zilwaukie, in Saginaw county,

Have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion,

The bill was laid upon the table.

The committee of the judiciary, to whom was referred

A bill to change the name of Luther H. Preston and Uriah C. Preston,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

Report accepted, and committee discharged.

On motion of Mr. Mussey,

The bill was laid upon the table.

The committee of supplies and expenditures, to whom was referred

A bill donating 640 acres of land to Mrs. Rogers, wife of Henry D. Rogers,

Have instructed their chairman to report that they have had the same under consideration, and that, whereas the said Mrs. Rogers did, on the first day of January, A. D. 1859, give birth to four living and healthy children, three daughters and one son; and, whereas, the mother and reputed father of said children are poor and unable to support and educate them; and, whereas, his Excellency the Governor of the State of Michigan has "recommenced the encouragement of emigration," also the "appointment of an emigrant agent," declaring that the "State needs people more than lands," and as the great object of the administration can be accomplished, and the necessity of an emigrant agent dispensed with, by encouraging the above named individuals and the people generally in our State, by granting the prayer of

said bill, they therefore respectfully recommend the passage of said bill, and ask to be discharged from the further consideration of the same.

GEO. W. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on the judiciary, to whom was referred

A bill to change the name of John Farrah to John F. Temple,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and

The bill laid upon the table.

The committee on towns and counties to whom was referred

A bill to change the name of the township of Jerome in the county of Midland, to the name of Egbert,

Would ask leave to report that they have had the same under consideration, would recommend the passage of the bill, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

The report accepted, committee discharged, and

The bill laid upon the table.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Campau gave notice that on some future day he would ask leave to introduce

A bill to extend the time for the collection of State and county taxes, for the year 1858, in the city of Detroit, Wayne county.

On motion of Mr. A. W. Buel, it was

Resolved, That the committee on State affairs be instructed to inquire into the propriety of passing an act to prevent buoys, fixed in the navigable waters of this State, to aid in the navigation thereof, from being disturbed or removed.

Mr. Smith gave notice that at some future day he would ask leave to introduce

A bill for the relief of Walter McEveela, to reinstate him in title to primary school land.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to regulate applications for pardons.

Mr. Childs gave notice that on some future day he would ask leave to introduce

A bill to amend section 75, of chapter 58, of the revised statutes of 1846.

Mr. Clark gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Adrian.

Mr. Beeson gave notice that on some future day he would ask leave to introduce

A joint resolution to authorize the Commissioner of the Land Office to grant a patent for certain lands to Jared Hoadley.

Mr. Reynolds gave notice that he would at some future day ask leave to introduce

A bill to amend section 95 of chapter 78 of the revised statutes, being section 2338 of the compiled laws of 1857, relating to the filling of vacancies in school district boards.

Mr. Driggs gave notice that he would at some future day ask leave to introduce

A bill to organize the county of Mecosta.

Mr. Lcomis, previous notice having been given, and leave being granted, introduced

A bill to amend section 20 and 28 of chapter 202 of the compiled laws "relative to State Prison, the management and discipline thereof."

Which was read twice and referred to the committee on State Prison.

Mr. Wendell, unanimous consent being given, introduced

A joint resolution relative to the sale of the lands in the United States within the State of Michigan reserved for military purposes.

Which was read twice and referred to the committee on the militia.

Mr. Bushnell, in accordance with previous notice, leave being granted, introduced

A bill to provide for a documentary history of Michigan.

Which was read twice and referred to the committee on State affairs:

Mr. E. H. Thomson, pursuant to previous notice, leave being granted, introduced the following bills:

A bill to amend section 1 of an act to define the limits, jurisdiction and powers of the circuit courts, approved January 29, 1858.

A bill to provide for paying expenses of Circuit Judges and the District Judge of the Upper Peninsula;

A bill to amend chapter 101 of the compiled laws of the State of Michigan, relative to the sale of the real estate of deceased persons;

All of which were read twice, and referred to the judiciary committee.

Also, the following joint resolution:

A joint resolution, relative to the donation of lands by the federal government for the State Asylums for the Insane at Kalamazoo, and the Blind, Deaf and Dumb at Flint.

Which was read twice and referred to the committee on State affairs.

THIRD READING OF BILLS.

House bill No. 1, being

A bill to amend section 10, of chapter 140, of the compiled laws of 1857,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Ferris,	Mr. Pratt,
Beeson,	Geis,	Raymond,
Brewster,	Gilluly,	Reynolds,
S. F. Brown,	Gleasner,	Richards,
A. W. Buel,	Grace,	Richardson,
Bush,	Green,	Robison,
Bushnell,	Kelsey,	Sessions,
Carr,	Kore,	Sharpe,
Childs,	Lane,	Smith,
Clark,	McMahon,	Starkweather,
Campau,	Mitchell,	E. H. Thomson,
Connor,	Monroe,	R. Thompson,
Dickey,	Mulholland,	Wilkerson,
Dunbar,	Newton,	Woolnough,
Fallas,	Perry,	Wixson, 45

NAYS.

Mr. Allen,	Mr. Felt,	Mr. Newman,
Baldwin,	Fowler,	Phelps,
Beebe,	Frisbee,	Reeves,
Benj. Brown,	Goodwin,	Wallace,
Carpenter,	Kelley,	Warner,
Dalton,	Loomis,	Watkins,
Daniels,	McKinley,	Wendell,
Davids,	Miles,	Speaker,
Driggs,		25

The question being upon agreeing to the title, it was not agreed to.

Mr. McMahon offered the following to stand as the title of the bill:

A bill to amend sec. 10 of chap. 104 of the Revised Statutes of 1846, the same being sec. 4751 of chap. 140 of the compiled laws of 1846.

Which was withdrawn at the request of Mr. E. H. Thomson, when

Mr. E. H. Thomson moved that the vote by which the title was not agreed to be reconsidered.

Which was adopted.

The question being on agreeing to the title, it was agreed to.

On motion of Mr. E. H. Thomson,

The vote was reconsidered whereby the bill was passed.

Mr. E. H. Thomson moved that the bill be referred to the judiciary committee, with instructions to so amend the bill and title as to make it conform to the laws of the State.

Which motion was adopted.

House bill No. 3, being

A bill to amend section 17, of chapter 131, of the compiled laws of 1857,

Being under consideration, Mr. Dickey moved that the bill be recommitted to the judiciary committee, with instructions to amend the bill and title so as to make it conform to the statutes of the State.

Which motion was adopted.

House bill No. 4, being

A bill to amend section 10 of an act entitled "an act to provide for the incorporations of railroad companies," approved Feb. 12, 1855,

Being under consideration, Mr. E. H. Thomson moved that the bill be recommitted to the judiciary committee, with instructions to amend the bill and title.

Which was adopted.

On motion of Mr. Loomis, it was

Resolved, That so much of the Governors' messages as relates to convict labor in the State Prison, and which was referred to a select committee upon convict labor, be taken from said committee and referred to the standing committee on State Prison, and that the select committee on convict labor be discharged.

On motion of Mr. Mussey,

Resolved, That when the House adjourn, it adjourn until to-morrow morning at 10 o'clock.

On motion of Mr. Campau,

The House adjourned.

Lansing, Friday, January 14, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Armstrong.

Roll called; quorum present.

Absent, without leave, at the roll call Messrs. Carr, McMahon and Gage.

PETITIONS PRESENTED.

By Mr. Richardson: petition of David Keith, J. A. Rucker, Mr. Ives and others, of Grosse Island, for a ferry from the island to the village of Trenton.

Referred to the committee on roads and bridges.

By Mr. Kelsey: petition of S. Titus Parsons, C. J. Gale, L. H. Parsons and 15 others, for a registry law;

Also, petition of M. Miller, Chas. Lyons, Jonah Faller and 46 others, for the same purpose.

Referred to the committee on State affairs.

By Mr. Reynolds: petition of A. B. Copley and 11 others, Supervisors of Cass county, praying for the restitution of the wine and beer prohibition in the liquor law of this State.

Referred to the committee on agriculture and manufactures.

By Mr. E. H. Thomson: petition of J. W. Tillman, E. N. Wilcox, J. O. Graves, J. Warren, and others, of the city of Detroit, for a registration of births and deaths.

Referred to committee on State Affairs.

Also, petition of Geo. E. Hand, Geo. F. Porter, R. F. Twombly, Chas. Noble, and others;

Also, petition of J. W. Tillman, Samuel Lewis, H. J. Buckley, G. O. Williams, and others;

Also, petition of Patrick Kearney, James Leddy, John S. Barlow, Geo. S. Plummer, and others;

Also, petition of G. R. Smith, T. H. Hayes, Wm. Wallace, J. F. Morton, and others;

Also, petition of Eber Ward, Edward Lyon, R. N. Rice, H. A. Barstow, and others;

Also, petition of Zina Pitcher, Geo. B. Russell, S. D. Elwood, Moses W. Field, and others;

Also, petition of George Duffield, S. Conant, B. Wight, G. S. Frost, and others;

Citizens of the city of Detroit, asking for the restoration of capital punishment.

The petitions were referred to the committee on the judiciary.

By Mr. Bush: petition of A. Case and 18 others, citizens of Livingston county, praying for the repeal of the act of Feb. 17, 1857, entitled an act in relation to vacancies in county offices, filled by appointment of the Governor.

Referred to the judiciary committee.

By Mr. Dunbar: petition of Dominick Wassino and 64 others, praying for the passage of a law to provide a proper system of drainage.

Referred to committee on State affairs.

By Mr. Dalton: petition of the Board of Supervisors of Ottawa county, praying that certain territory be attached to the county of Oceana.

Referred to the committee on towns and counties.

By Mr. Glessner: petition of Joseph Failing, L. S. Dunks and 26 others, of Sherwood, Branch county, for the enactment of a stringent registry law.

Referred to committee on State affairs.

By Mr. Newman: petition of Thos. S. Clark, Milton Sawyer, Wm. W. Bogue and 130 others, citizens of Portland and vicinity, asking for an amendment to the prohibitory liquor law, so as to prevent the manufacture and sale of all alcoholic or intoxicating drinks as a beverage.

Referred to the committee on agriculture and manufactures.

By Mr. Dalton: resolution passed by the Board of Supervisors of Ottawa county, requesting their Senator and Representative to vote for an act to organize the county of Muskegon.

Referred to the committee on towns and counties.

By Mr. Dalton: remonstrance of D. M. Merrifield and 31 others, citizens of Oceana county, against attaching any territory to said county.

Referred to the committee on towns and counties.

By Mr. Dalton: petition of Daniel Thomas and 42 others, citizens of Ottawa county, praying for the organization of the county of Muskegon.

Referred to the committee on towns and counties.

By Mr. Newman: petition of G. F. Lee, M. S. Baker, Milton Sawyer and 58 others, citizens of Portland and vicinity, asking certain amendments to the militia law.

Referred to the committee on the militia.

REPORTS OF STANDING COMMITTEES.

The committee on towns and counties submitted the following report:

The commitee on towns and counties, to whom was referred

The petition of L. Parmellee and 32 others, asking for the erection of a new town from the town of China, in the county of St. Clair, ask leave to report that they have had the same under consideration, and have instructed their chairman to repor tthe same back to the House with a bill, and recommends its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

The judiciary committee submitted the following:

Your committee on the judiciary, to whom was referred

A bill to amend section eleven of the act entitled an act to define the powers and duties of the Boards of Supervisors of the severa counties, and to confer upon them certain local, administrative and legislative powers, approved April 8, 1851, (volume 1 compiled laws, section 345;)

Respectfully report that they have had the same under consideration,

and have instructed their chairman to report the same back to the House without amendment, and recommend its passage, and that they be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

The judiciary committee also submitted the following report:

The committee of the judiciary, to whom was referred

A bill to provide for paying the expenses of circuit judges, and the district judge, for the Upper Peninsula,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The bill was placed on the general order, referred to the committee of the whole, and ordered printed.

Mr. A. W. Buel, from the judiciary committee, reported back to the House

A bill to amend section 17 of chapter 131 of the compiled laws of 1857,

Which was referred to the committee with instructions to amend the title so as to make it conform to the laws of the State, amended pursuant to instructions.

On motion of Mr. Daniells,

The bill was laid on the table.

Mr. A. W. Buel, from the same committee, also reported back to the House

A bill to amend section 10, of chapter 140, of the compiled laws of 1857,

Amended pursuant to instructions of the House.

On motion of Mr. Daniells,

The bill was laid upon the table.

Mr. A. W. Buel, from the same committee, also reported back to the House

A bill to amend section 10 of an act entitled "an act to provide for the incorporation of railroad companies," approved Feb. 12, 1855.

Amended pursuant to instructions.

Report accepted and committee discharged.

The question recurring upon the passage of the bill, pending its passage,

Mr. Loomis moved that the bill be re-committed to the judiciary committee with instructions.

Which motion was not adopted.

The bill was then read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Newman,
	Baldwin,		Ferris,		Perry,
	Beebe,		Frisbee,		Raymond,
	Beers,		Geis,		Richards,
	Brewster,		Gilluly,		Robison,
	A. W. Buel,		Glessner,		Sessions,
	Bush,		Green,		E. H. Thomson,
	Childs,		Kore,		R. Thompson,
	Clark,		McMahon,		Wendell,
	Campau,		McKinley,		Watkins,
	Connor,		Miles,		Woolnough,
	Daniells,		Mitchell,		Wixson,
	Dickey,		Monroe,		Speaker,
	Dunbar,		Mussey,		41

NAYS.

Mr.	G. W. Brown,	Mr.	Goodwin,	Mr.	Reeves,
	Benj. Brown,		Kelley,		Richardson,
	S. F. Brown,		Kelsey,		Sharpe,
	Bushnell,		Lane,		Smith,
	Carr,		Loomis,		Starkweather,
	Carpenter,		Mulholland,		Thomas,
	Dalton,		Newton,		Wallace,
	Driggs,		Phelps,		Warner,
	Felt,		Pratt,		Wilkerson,
	Fowler,				23

The title of the bill, amended so as to read as follows:

A bill to amend section 10 of an act entitled an act to provide for the incorporation of railroad companies, approved February 12, 1855, (compiled laws, volume 1, section 1954,)

Was then agreed to.

The judiciary committee also submitted the following report:

The committee on the judiciary, to whom was referred

A bill to extend the time for the collection of taxes in the unorganized county of Delta, attached to Mackinac,

Would respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back, and recommend the following amendments, to wit: Insert the word "town" in the 3d line of section 1, after the word "county," before the word "taxes;" also insert the words "county of Mackinac and the" after the word "the," 3d line of section 1; also strike out the word "August," in line 6 of section 1, and insert "July;" also strike out section 3; and recommend the adoption of the above mentioned amendments, and the bill, when so amended, do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The amendments were concurred in, and the bill referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on the Judiciary, to whom was referred

A bill to amend section 1 of an act entitled an act to define the limits, jurisdiction and powers of Circuit Courts, approved January 29, 1858,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report the same back, with the following amendments, to wit: That Bay be inserted in the third line of the last subdivision of section 1, after the word "Saginaw;" also, would recommend that the preamble to section 1 be amended so as to read as follows, to wit: "that section 1 of an act entitled an act to define the limits, jurisdiction and powers of Circuit Courts, approved April 8, 1851, and an act amendatory thereto, approved January 29 1858, be amended so as to read as follows," and recommend the adoption of said amendments, and that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The amendments were concurred in, and the bill referred to the committee of the whole, placed on the general order and ordered printed.

The committee on printing submitted the following report:

The committee on printing, to whom was referred the resolution offered by Mr. Loomis, of Jackson, on Tuesday last, to wit: "That the chairman of the committee on printing be requested to ascertain and report to this House the amount of money necessary to carry out the resolution to print one thousand each, extra, of the" respective documents referred to in a resolution passed by the House on Friday last, have had the matter under consideration and beg leave to submit the following report.

The cost of printing the reports called for by the resolution, namely: Report of State Treasurer; report of Michigan Asylum for the Deaf. Dumb and Blind; report of Michigan Asylum for the Insane;, report of Inspector of State Prison; report of Auditor General; report of Commissioner of State Land Office, report of House of Correction, as estimated by the State Printer, will be $300. To print all the documents called for by the resolution will involve an expense of $1,000, as estimated by the State Printer.

Your committee, though not specially instructed to do so by the resolution, beg leave to add, that the cost of printing the documents called for by the first resolution, though worthy of consideration, is not alone the difficulty to be surmounted. The removal of all doubt as to the propriety of the demand of the House, by the establishment of the necessity for the number of documents called for, to promote the general interest does not meet the point. The plain question involved is, can the House order the printing of *any number* of these reports by the simple passage of a resolution? If any number can be thus ordered, however small, or however large, over and above the number prescribed by the statute, what is to be the limit to which the House shall be confined? In this view of the matter, it must be apparent that the number would be indefinite; if unrestricted, the House might order five hundred, five thousand or fifty thousand, of each and every document it might choose. Its action would be only limited by its own desires, or the real or imaginary necessities of its members.

Your committee do not believe, and this opinion is uttered with due deference to the House, that the constitution and the laws sanction any such action; and it seems to them that the resolution under considera- can be carried out only by evading, if not absolutely violating, the spirit of the constitution and the letter of the law enacted under it.

Your committee, in defence of their position, desire to allude to matter of history in regard to printing in this State. For years previous to the formation of the present constitution, alarming extravagance had crept into this department. Enormous charges had been made, and large profits secured by what is termed "constructive printing." That is to say: a number of documents were printed for each House, and full charge was made for type setting on them. When an extra number were ordered, the State was charged over again for "composition," when, in fact, the types were already set, and the setting had been paid for under the contract for printing the first edition. By reference to the debates in the late constitutional convention, it will be seen that this subject of printing engrossed considerable attention. A disposition was manifested, and a strong effort made, to abolish these abuses, and to protect the State against charges of a like kind in future, so far as possible. Your committee believe the spirit of the law, if not the express letter, is against this whole system, and, therefore, in conflict with the resolution of the House now under consideration.

Your committee also ask the attention of the House to chapter 7 of the compiled laws, pages 172, 173 and 174. The three enactments on these pages specially refer, as your committee believe, to cases precisely similar to the one under consideration, and may be regarded conclusive. Section 7 of the law of 1848, makes it the "duty of the printer of the laws of this State, to deliver to the Secretary of the Senate, and to the Clerk of the House of Representatives," at a specified time, the number of copies of the reports to which each body is entitled to receive under the act of 1846, and provides that the said printer shall take the receipt of the said Secretary and Clerk for the number of copies of said report so delivered to them respectively, [as authorized by the law of 1846,] and shall not be entitled to receive pay for printing a greater number of said report, for the use of the Legislature, than the number so delivered and receipted for by them," and specified and limited by the act of 1846.

Your committee, therefore, recommend to the consideration of the House the propriety of taking action to rescind the resolution referred to, and ask to be discharged from the further consideration of the subject.

W. W. WOOLNOUGH, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. McMahon,

The report was laid upon the table.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following communication from the State Treasurer, which was read by the Clerk:

STATE TREASUER'S OFFICE,
Lansing, January 13, 1859.

To the Speaker of the House of Representatives:

SIR:—In reply to a resolution of the House of this day's date, requesting information in regard to the amount of money in the Treasury of an appropriation made some years since for the purpose of purchasing law books for the State Library, I have to say that $1,023 29 of an appropriation made in the year 1837, for the purpose of gradually increasing the State Library, remains at this day unexpended.

Very respectfully,

JOHN McKINNEY,

State Treasurer.

MESSAGES FROM THE SENATE.

The Speaker announced the following message from the Senate, which was read by the Clerk:

SENATE CHAMBER,
Lansing, January 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following entitled bill:

A bill to authorize the approval of bonds of certain officers in Bay county,

Which has passed the Senate by a majority of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice, and referred to the judiciary committee.

Also, the following:

SENATE CHAMBER,
Lansing, January 13, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

1. A bill to repeal the charter of the Cottonwood Swamp Turnpike Company, and the amendments thereto;

Also,

2. A bill to amend section one of an act entitled "an act to incorporate the Fire Department of the city of Detroit, approved February 14, 1840;"

Also,

3. A bill to amend an act entitled "an act appropriating certain highway taxes for the improvement of a road in the counties of Saginaw, Tuscola Genesee and Lapeer," approved Feb. 10, 1855.

The first and second named having passed the Senate by a vote of two thirds of all the Senators elect, and the last by a majority vote of all said Senators, and all ordered to take effect, by a vote of two-thirds of all said Senators, in which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and referred to the committee on banks and incorporations.

The second named bill was read twice and referred to the committee on banks and incorporations.

The third named bill was read twice and referred to the committee on roads and bridges.

SENATE CHAMBER,
Lansing, January 13, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed to transmit to the House of Representatives the following entitled bill:

A bill to authorize references to the compiled laws by their chapters and sections,

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of

all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the judiciary committee.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Sessions gave notice that on some future day he would ask leave to introduce

A joint resolution relative to a grant of land by Congress for the benefit of Agricultural Colleges.

Mr. Kore gave notice that he would on some future day ask leave to introduce

A bill to open a State road from the village of Lapeer, in Lapeer county, to Tuscola, in the county of Tuscola, and ask for an appropriation for the same.

Mr. Bushnell offered the following:

Resolved, That the use of this hall be tendered to the Historical Society of Michigan for this evening.

Mr. Mussey moved to lay the resolution on the table.

Which motion was not adopted.

The resolution was then adopted.

Mr. Pratt gave notice that on some future day he would ask leave to introduce

A bill to amend section 9 of chapter 10 of compiled laws, the same being session act approved April 8, 1851, so as to require the Board of Supervisors of the several counties to publish, at the expense of the county, the report required of them by section 9 of said law, in at least one paper of each political party.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill to regulate fire and marine insurance companies, and their agents, associations, partnerships and individuals doing fire and marine insurance business, not incorporated by the State of Michigan.

Mr. Woolnough offered the following:

Resolved, That the use of this Hall be granted, on every alternate Sabbath evening, to the Episcopal Society of this place, for religious services, during the present session.

Which was adopted.

Mr. Warner offered the following:

Resolved, That the committee on internal improvements be instructed to inquire and report if any appropriation is necessary (and if so, what amount,) for putting guard gates into the Sault Ste. Marie Ship Canal, and otherwise securing, protecting and improving the same, as recommended by the present and former Superintendent; and if said committee shall deem an appropriation necessary, that they report a bill therefor.

Which was adopted.

Mr. Warner offered the following:

Resolved, That the State Treasurer and the Board of Control of the Sault Ste. Marie Ship Canal be requested to make, as soon as practicable, to this House, a detailed report of the amount of money received from, and the amount of money expended, and for what purposes, for said Canal since its opening, until and including the last report of the Superintendent of said Canal.

Which was adopted.

Mr. Carr offered the following:

Resolved, That a committee of three be appointed by the chair, to have power to grant the use of this hall to such purposes as they may deem proper, whenever such grant shall not conflict with any arrangements previously made, nor with the wants of this House.

On motion of Mr. S. F. Brown,

The resolution was laid on the table.

On motion of Mr. Gies, it was

Resolved, That the committee on State affairs be instructed to report to this House as soon as convenient, in regard to the propriety of appointing an emigrant agent.

Mr. Pratt gave notice that he would on some future day ask leave to introduce

A bill to amend section 15, of chapter 17, of the compiled laws, the same being session act approved Feb. 14th, 1853, so as to provide for an annual statement of the cereal products of the State.

Mr. Buel gave notice that he would on some future day ask leave to introduce

A bill to provide for settlements and compromises by partners and joint debtors.

On motion of Mr. Mussey, it was

Resolved, That when this House adjourns it adjourn to meet to-morrow morning at 10 o'clock.

The Speaker announced the select committee to visit the Asylum for the Insane, as follows:

Messrs. Sessions, Raymond, Bushnell.

Mr. Smith, pursuant to previous notice, leave being granted, introduced

A joint resolution to restore to Walter McEveela title to certain primary school lands;

Which was read twice and referred to the committee on public lands.

Mr. Wendell, previous notice having been given, and leave being granted, introduced

A bill to provide for the construction and laying out of a State road from Saginaw City to McGulpin's point in the Straits of Mackinac.

Which was read twice and referred to the committee on public lands.

The Speaker asked and obtained unanimous consent to introduce

A joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to school district number 10 in the township of Oneida, Eaton county.

Which was read twice and referred to the committee on public lands.

Mr. Green, pursuant to previous notice, leave being granted introduce

A bill to prevent fishing with seines or nets in Round Lake and Devil's Lake, in the county of Lenawee.

Which was read twice and referred to the committee on the judiciary.

Mr. Reynolds, pursuant to previous notice, leave being granted, introduced

A bill to amend section 2338 of the compiled laws of 1857, relating to the filling of vacancies in school districts boards.

Which was read twice, and referred to the committee on education.

Mr. Childs, previous notice having been given, and leave being granted, introduced

A bill to amend sections 2, 3, 6, 7, 8, 9 and 12 of, and to add sections 20, 21, 22, 23, 24, 25 and 26 to an act entitled an act to provide

for the draining of swamps, marshes and other low lands, approved February 17, 1857.

Which was read twice and referred to the committee on State affairs.

Mr. McMahon, according to previous notice, leave being granted introduced

A bill providing for the taxation of gas light companies;

Which was read twice, and referred to the committee on the judiciary.

Mr. G. W. Brown, leave being granted, previous notice having been given, introduced

A bill to amend an act entitled "an act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being section 4082 of the compiled laws of 1857;

Which was read twice, and referred to the committee on the judiciary.

Mr. Childs, previous notice having been given, leave being granted, introduced

A bill to amend section 75, of chapter 58, of the revised statutes of 1846,

Which was read twice, and referred to committee on education.

On motion of Mr. S. F. Brown,

The House adjourned.

Lansing, Saturday, January 15, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Lee.

Roll called; quorum present.

Absent at the roll-call: Messrs. Bancroft, Brooks, Connor, David, Enos, Frisbee, Gies, McDermott and McKinley.

Leave of absence was asked and obtained for Messrs. Connor, David, Gies, Frisbee and McDermott for one day.

PETITIONS PRESENTED.

By Mr. McMahon: petition of O. Hawkins, G. D. Hill and 138 others, praying that the constitution be amended for the purpose of extending the inestimable privilege of the elective franchise to colored men.

Referred to the special committee on amendments to the constitution.

By Mr. McMahon: the petition of Robert B. Glazier and others, praying for the passage of a registry law.

Referred to the committee on amendments to the Constitution.

By Mr. Mulholland: the petition of James Armitage and 81 others, in favor of a law for the protection of game.

Referred to the committee on State affairs.

By Mr. Dickey: the petition of Dr. Maniatea, L. Wilmarth and 122 other citizens of Marshall, for the passage of a law providing for the registration of births and deaths occurring in the State; the registration of deaths to exhibit the name, age, sex, occupation, disease, and place of residence of the deceased.

Referred to the committee on State affairs.

By Mr. B. Brown: the petition of Wm. A. Arms and 62 others, praying for the restoration of the death penalty.

Referred to the committee on the judiciary.

By Mr. Pratt: the petition of I. Parsons, L. H. Trask, Allen Potter, and 27 others, citizens of Kalamazoo county, praying for the passage of a registry law.

Referred to committee on State affairs.

By Mr. Smith: resolution of the board of supervisors of St. Clair county, instructing their representatives in the Legislature in reference to reviving the distinction between county and township poor in said county.

The resolution was read and referred to the judiciary committee.

By Mr. Dunbar: the petition of Jacob Leonard and 67 others, praying for the passage of a law to provide a proper system of drainage.

Referred to the committee on State affairs.

By Mr. H. S. Buel: the petition of the Board of Supervisors of Oakland county, asking for the restoration of the poor law for the maintenance of the poor by the several townships, together with a resolution adopted by said board.

Referred to the committee on State affairs.

By Mr. Driggs: petition of G. B. Benedict and 122 others, for grant of a section of land to Mrs. H. D. Rogers.

On motion of Mr. Goodwin,

The petition was ordered entered on the journal.

The following is the petition:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned, respectfully petition your Honorable body to grant unto Henry D. Rogers, of the township of Titabawassee, Saginaw county, Michigan, one section of State land. We would respectfully state that we are neighbors of the said H. D. Rogers, and that he is a farmer of limited means, residing in the aforesaid township, and duly appreciating the most wonderful success which has crowned the efforts of H. D. Rogers, and his most excellent wife, by adding to the population of our State, *at a single birth*, four children, three girls and one boy, and that the said children were presented to H. D. Rogers by his wife in good health, as a new years' present for 1859, and your petitioners will ever pray, &c.

George B. Benedict,	J. Parrish, jr.,
O. P. Burt,	P. C. Andre,
H. C. Burt,	Wallace Jewett,
Geo. Schmidtz,	R. A. Babcock,
A. A. Parsons,	James K. McConnell,
Isaac Parsons, jr.	William H. Sweet,
T. F. Smith,	W. F. Woodworth, Cir. Judge
Wm. M. Fenton,	10th district,
Wm. L. Webber,	E. Gould,
John A. Gibson,	W. L. Sherman,
J. B. Dillingham,	J. G. Sutherland,
J. H. Richardson,	C. J. Walker,
D. W. C. Gage,	A. S. Gaylord,
R. L. Merrils,	Hemans R. Ferris,
M. McDonald,	C. H. Gage,
S. H. Loveridge,	Charles H. Bremer,
John More,	Samuel Copeland,
L. S. Weaver,	J. Turner,
H. A. Chamberlin,	J. Blackmore,
R. W. Andrews,	Lester Cross,
Geo. Lord,	C. H. Freeman,
L. L. G. Jones, Ed. Times,	D. McDonald,
N. Pomeroy,	Wm. Cochran,

B. Hanchett,
A. Wendell,
Philip Mickles,
Samuel Leonard,
L. B. Curtis,
Lewis Arnold,
Dion Birney,
James L. T. Fox,
G. J. Dorr,
J. W. Turner,
J. H. Quackenbush,
W. H. Nelson,
Charles Lytle,
R. Fairchild,
L. Hodgman,
W. J. Jerome,
W. E. Westbrook,
R. C. Goodson,
Oscar Jewett,
H. M. Beach,
Phineas Spalding,
Borab Hilbner,
John B. Horton,
H. L. Miller,
E. N. Davenport,
Newell Barnard,
William Moll,
Chas. H. Richman,
Thadeus Lamorandies,
Rev. D. W. Cooper,
G. F. Williams,
Wm. J. Loveland,
Benj. F. Fisher,
J. Bertram,
M. Little,
G. W. Sutton,
D. F. Mitchell,
Jas. N. Gotee,
N. Gibson,
F. P. Woodruff,
Henry Vance,
M. Butman,
John Ludbein,
John G. Schnell,
Chas. D. Little,
Morgan L. Jones,
Chas. W. Grant,
J. H. Gotee,
N. B. Bradley,
C. A. Lull,
M. C. T. Blissner,
Jay Smith,
Geo. H. Randall,
A. D. Tracy,
A. O. T. Eaton,
Abram Hughes,
C. Garratt,
H. Hackett,
Thomas C. Ripley,
Johan G. Harbinger,
John M. Arnold,
Daniel Ellis,
M. Grener,
O. L. Spalding,
Charles Turner,
Racine Piermont,
H. C. Gibson,
John T. Gorden.

REPORTS OF STANDING COMMITTEES.

The judiciary committee submitted the following report:

The committee of the judiciary, to whom was referred

A bill to amend section 150 of an act entitled "an act to amend

chapter 93 of the revised statutes of 1846, entitled of courts held by Justices of the Peace," approved February 18, 1855, in regard to stay of execution,

Would respectfully report that they have had the same under consideration, and directed their chairman to report it back to the House, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to committee of the whole, placed on the general order and ordered printed.

The judiciary committee also reported as follows:

The committee of the judiciary to whom was referred

A bill to amend chapter 40 of compiled laws relative to the support of poor persons by the public,

Report that they have had the same under consideration and have instructed their chairman to report the same back with amendments, to wit: A new section to stand as section 35, and recommend the adoption of the amendment, and when so amended that the bill do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

The judiciary committee also reported as follows:

The committee of the judiciary, to whom was referred,

A bill to amend an act to provide for assessing property at its true value, &c.,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend that they do not pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

On motion of Mr. Carr,

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on public lands submitted the following report:

The committee to whom was referred

A joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to school district No. 10, in township of Oneida, Eaton county,

Have had the same under consideration, recommend that the same do pass, and ask to be discharged from the further consideration of the same.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on public lands also submitted the following report:

Your committee to whom was referred the petition of Peter Coyts, Ovill Baron and Ira James, have had the same under consideration, and report it back without recommendation, and ask to be discharged from the further consideration of the same.

J. MONROE, *Chairman.*

Mr. McMahon moved to recommit the petition to the committee on public lands, with instructions to report either for or against the prayer of the petitioners.

Which motion was adopted.

And the petition was recommitted to the said committee.

The committee on public lands also submitted the following report:

Your committee to whom was referred

Joint resolution to restore to Walter McEveela title to certain primary school lands,

Have had the same under consideration, and recommend that it do pass, and ask to be discharged from the further consideration of the same.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, placed on the general order and ordered printed.

The committee on public lands also submitted the following report:

Your committee to whom was referred

A bill to amend an act entitled "an act disposing of certain grants of land made to the State of Michigan for railroad purposes, by act of Congress approved June 3d, 1856," approved February 14th, 1857,

Have had the same under consideration, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

J. MONROE, *Chairman.*

The committee of public lands also submitted the following report:

Your committee to whom was referred

A bill to lay out and establish a State road from Saginaw City to McGulpin's Point, on the straits of Mackinac,

Have had the same under consideration, and directed their chairman to report the same back to the House, with the recommendation that i do pass, and ask to be discharged from the further consideration thereof.

J. MONROE, *Chairman.*

Report accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The judiciary committee submitted the following report:

Your committee on judiciary, to whom was referred

A bill to authorize the approval of bonds of certain officers in Bay county,

Beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

By order of the committee,

D. I. DANIELLS.

Report accepted and the committee discharged.

Mr. McMahon moved that the bill be placed on the order of third reading.

Which motion was adopted.

The judiciary committee also submitted the following report:

Your committee on judiciary, to whom was referred

A bill to amend chapter 5 of the compiled laws of this State,

Respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back, with a rec-

ommendation that the same do not pass, and ask to be discharged from the further consideration of the same.

By order of committee.

D. L. DANIELLS.

On motion of Mr. Daniells,

The bill was laid on the table.

The judiciary committee also submitted the following report:

The committee of the judiciary, to whom was referred

A bill to amend section 26 of an act entitled "an act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being section 4802, vol. 2, of the compiled laws of 1857,

Have had the same under consideration, and have instructed me to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

By order of the committee.

GEO. W. BROWN.

Which report was accepted, and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The judiciary committee also presented the following report:

The committee on the judiciary, to whom was referred

A bill to provide for the trial of offences upon information,

Have had the same under consideration, and respectfully report the same back to the House without amendment, and unanimously recommend its passage, but do not ask to be discharged, to the end if it shall be deemed proper, that they make further report, by submitting to the House their reasons for such recommendation.

All which is respectfully submitted.

ALEX. W. BUEL,

By direction of the Judiciary Committee.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

The judiciary committee also presented the following report:

The committee on the judiciary, to whom was referred the petition of Edward Williams, praying for the passage of

An act to change the name of Edward W. Milliman to Edward W. Williams,

Have had the same under consideration, and respectfully report in favor of granting the prayer of the petitioner, and they herewith submit a bill for such purpose, and ask to be discharged from the further consideration of said petition.

All which is respectfully submitted.

ALEX. W. BUEL,

By direction of the Judiciary Committee.

The bill was read twice, when

On motion of Mr. Lane,

The rule was suspended requiring the second and third readings on different days, and the bill placed on its final passage.

The bill being

A bill to change the name of Edward Milliman,

Was read a third time, and a majority of all the members elect voting for the same, it passed, by yeas and nays as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Perkins,
	Baldwin,		Felt,		Phelps,
	Bancroft,		Ferris,		Pratt,
	Beebe,		Fowler,		Raymond,
	Beers,		Gilluly,		Reeves,
	Beeson,		Gleesner,		Reynolds,
	Brewster,		Goodwin,		Richards,
	G. W. Brown,		Green,		Richardson,
	Benj. Brown,		Greenfield,		Robison,
	S. F. Brown,		Kelly,		Sharpe,
	A. W. Buel,		Kelsey,		Smith,
	H. S. Buel,		Kore,		Starkweather,
	Bush,		Lane,		Thomas,
	Carr,		Loomis,		E. H. Thomson,
	Carpenter,		McMahon,		R. Thompson,
	Childs,		Miles,		Wallace,
	Clark,		Mitchell,		Warner,
	Campau,		Monroe,		Watkins,
	Dalton,		Mussey,		Wendell,
	Daniels,		Mulholland,		Wilkerson,
	Dickey,		Newman,		Woolnough,
	Driggs,		Newton,		Wixson,
	Dunbar,		Perry,		Speaker, 69

NAYS.

Mr. Sessions, 1

The title of the bill was then agreed to.

The judiciary committee also presented the following report:

The committee to whom was referred

A bill authorising and empowering all persons of the degree of attorney-at-law to administer oaths, and to take proofs and acknowledgments of deeds and other instruments entitled to record in this State

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, and recommend that the same do not pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mussey,

The bill was laid upon the table.

The judiciary committee also presented the following report:

The committee of the judiciary, to whom was referred

A bill to authorize references to the compiled laws by their chapters and sections,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, and recommend the passage of the bill, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

The committee on roads and bridges submitted the following report:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out and establishing a State road through the counties of Iosco, Ogemaw, and others,

Respectfully report that they have had the same under consideration, and a majority of the committee have instructed their chairman to report the same back to the House with amendments by striking out the words, "two dollars and fifty cents," in section seven, and inserting in lieu thereof the words, "one dollar and fifty cents." And also by striking out the whole of section nine, and recommend that said bill as amended do pass, and request that the committee be discharged from further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

The committee on roads and bridges also presented the following report:

Your committee on roads and bridges, to whom was referred

A bill to amend an act entitled an act to provide for laying out, establishing and improving a State road in Clinton, Gratiot, Shiawassee, Saginaw and Genesee counties, approved Feb. 17, 1857,

Would respectfully report to your honorable body, that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on State affairs submitted the following report:

Your committee to whom was referred a bill, accompanied with a petition of the board of supervisors of the county of Cass, praying that the time for collecting taxes in the township of Newberg, in said county, be extended, respectfully submit the following report: That they have had the same under consideration, and after due deliberation thereon, recommend that the prayer of the petitioners be granted, and that the bill do pass, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on State affairs also presented the following report:

Your committee to whom was referred

A bill to extend the time for the collection of taxes for the year 1858, in the townships of Grosse Point, Hamtramck, Springwells, Ecorse and Greenfield, in the county of Wayne,

Respectfully submit the following report:

That they have had the same under consideration, and after due deliberation thereon, report the same back to the House and recommend the passage thereof, and request to be discharged from the further consideration of the same. JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on militia submitted the following report:

The committee on militia, to whom was referred the petitions of near two thousand citizens, residing in various parts of the State, praying that the militia laws of be so amended as to encourage, and in part sustain, a uniformed militia corps of infantry and light artillery.

In responding to these numerous petitions, your committee would say, that they regard the subject as one of great importance, and look upon a properly organized militia as being a part of our State and national policy deserving the fostering care of government.

Entertaining these sentiments, it becomes us to inquire into our present militia laws; and in doing so, we find our statute books lumbered up with enactments of militia laws, too complicated, too unwieldy, and altogether unsuited to our present requirements.

It has been made known to your committee, that under our present system, or want of system, the military property of the State is fast going to destruction for want of a small amount of means to provide suitable care and storage to protect it from moths, mildew and rust, while other portions are scattered, uncared for, in different parts of the State.

Your committee would therefore recommend the organization of a limited number of companies, regiments and brigades of uniformed militia, and an appropriation of money sufficient to sustain the same, guarded by laws requiring strict military discipline, and a rigid financial accountability.

Your committee might, with great propriety dwell upon the necessity and duty of the people of this State to provide an efficient military force sufficient to protect them from foreign invasion, insurrection, and internal commotion.

Believing that this Legislature will promptly respond to the earnest appeal of so large and respectable a portion of their fellow citizens, your committee have instructed their chairman to present two bills, and recommend the passage of the same, and ask to be discharged from the further consideration thereof.

H. RAYMOND, *Chairman.*

Report accepted and committee discharged.

The bills were referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on the militia also submitted the following report:

The committeee on militia, to whom was referred

Joint resolution relative to the sale of the lands of the United States within the State of Michigan reserved for military purposes,

Have had the same under consideration, and have instructed their chairman to report the same back to the House and recommend its passage, and ask to be discharged from the further consideration of the same.

H. RAYMOND, *Chairman.*

Report accepted and the committee discharged.

The joint resolution was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on State affairs, presented the following report:

Your committee, to whom was referred

A joint resolution in reference to the pending appropriation before the Congress of the United States, for the improvement of the St Clair Flats,

Respectfully submit the following report:

That they have had the same under consideration, and after due deliberation thereon, recommend the immediate passage of said joint resolution, with an amendment, to wit:

Strike out of the 5th and 6th lines of the second page, the words, "leading from lake Huron to lake St. Clair."

JAMES McMAHON, *Chairman.*

Report accepted and the committee discharged.

The amendment recommended by the committee was concurred in.

Mr. McMahon moved that the joint resolution be placed on the order for third reading.

Which was adopted.

The committee on State affairs also presented the following report:

Your committee to whom was referred several petitions praying that the geological survey of the State may be completed,

Respectfully report that they have had the same under consideration and recommend the reference of said petitions to the committee on State geology, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The petitions, according to recommendation, were referred to the committee on State geology.

The committee on education presented the following report:

The committee on education, to whom was referred

A bill to amend the 12th section of an act entitled an act for the relief of school districts, being chapter 78 of the compiled laws of Michigan,

Respectfully report that they have considered the same, and instructed their chairman to report the bill back without amendment, with the recommendation that it do not pass, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

On motion of Mr. Sessions,

The bill was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following message from the Senate:

SENATE CHAMBER,
Lansing, January 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

Senate bill No. 17, being

A bill to organize the county of Huron;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was read twice and referred to the committee on towns and counties.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Mussey gave notice that to-morrow or some future day he would ask leave to introduce

A bill to change the name of William Morland to William Taylor.

Mr. Dunbar gave notice that on some future day he would ask leave to introduce

A bill to amend sections 6, 33 and 35, of an act to incorporate the city of Monroe, approved March 22, 1837.

Mr. E. H. Thomson gave notice that on some future day he would ask leave to introduce

A joint resolution authorizing the Commissioner of the State Land Office to execute a deed to Nelson P. Steward for certain school lands, on the payment of the amount due on the original certificate.

Mr. Baldwin gave notice that on some future day he would ask leave to introduce

A bill to amend section 30, chapter 10, of the compiled laws, fixing the compensation of the Board of Supervisors.

Mr. Sharpe moved that the bill to change of John Farrah to John F. Temple, be taken from the table and ordered to be engrossed for a third reading,

Which motion was adopted.

Mr. R. Thompson offered the following:

Whereas, The present law relative to the support or temporary relief of township and county poor in this State is expensive and difficult to understand, there being no less than three systems whereby paupers may be relieved or supported, extending back to the statutes of 1838; therefore

Resolved, That the judiciary committee be requested to examine the aw relative to the support of the poor of this State, and report by bill or otherwise, any alterations or amendments to our present law, they may in their judgment think will be for the best interest of the tax payers and this unfortunate class of our citizens.

On motion of Mr. Kore,

The resolution was laid on the table.

Mr. Carr gave notice that at some future day he would as leave to introduce

A bill to attach certain unorganized territory to the township of Midland.

Mr. Shaw, previous notice having been given, and leave being granted, introduced

A joint resolution for the relief of Peter McKinley and William M. Johnson.

Mr. G. W. Brown offered the following:

Whereas, There has been a historical society organized in the State

of Michigan for the purpose of collecting together all the relics, incidents and events of our early history as a State; *and, whereas*, Strong, earnest, and able appeals were made in this hall, last evening, to the people of the State of Michigan and to this Legislature to contribute something, be it ever so little, for this *great object;* therefore

Resolved, That the portrait of "the late" General Cass be *very respectfully* taken from this representative hall and donated to the historical society of Michigan, as one of "the relics" of "antiquity" connected with the early history of our State.

Mr. E. H. Thompson moved to table the resolution;

Which motion prevailed by yeas and nays as follows, Mr. E. H. Thomson calling for the yeas and nays, and the call being sustained by the House:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perkins,
Baldwin,	Gilluly,	Pratt,
Beers,	Gleaner,	Raymond,
Beeson,	Green,	Reynolds,
Benj. Brown,	Greenfield,	Richards,
S. F. Brown,	Kelly,	Richardson,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Carr,	Loomis,	E. H. Thomson,
Carpenter,	McMahon,	R. Thompson,
Childs,	Miles,	Wallace,
Clark,	Mitchell,	Warner,
Campau,	Monroe,	Watkins,
Dalton,	Mulholland,	Wendell,
Dickey,	Newman,	Wilkeson,
Dunbar,	Newton,	Woolnough,
Fallas,	Perry,	Wixson,
Ferris,		55

NAYS.

Mr. G. W. Brown,	Mr. Felt,	Mr. Sessions,
Daniels,	Robison,	Thomas, 6

Mr. Campau, previous notice having been given, and leave being granted, introduced

A bill to extend the time for the collection of taxes for the year 1858, in the city of Detroit, in the county of Wayne.

The bill was read a first and second time, when

Mr. Wendell moved that the rule be suspended requiring the second

and third readings on different days, and that the bill be placed on its final passage.

Mr. Mussey moved an amendment, that the bill be placed on the order for third reading.

Which was adopted.

The motion, as amended, was then adopted.

Mr. A. W. Buel, pursuant to previous notice, leave being granted, introduced

A bill to provide for settlements and compromises by partners and joint debtors.

Which was read twice and referred to the judiciary committee.

Mr. Driggs, pursuant to previous notice, leave being granted, introduced

A bill to attach a portion of section 5 of township 13 north of range 5 east to the township of Kochville.

Which was read twice, and referred to the committee on towns and counties.

Mr. A. W. Buel, in accordance with previous notice, leave being granted, introduced

A bill to amend section 7, chapter 99, of the revised statutes of 1846, [compiled laws, vol. 2, sec. 4161.]

Which was read twice and referred to the committee on the judiciary.

Mr. Fallass, in accordance with previous notice, leave being granted, ntroduced

A bill to provide for laying out a State road in Ionia, Kent and Barry counties.

Which was read twice, and referred to the committee on roads and bridges.

The Speaker, by unanimous consent, introduced

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize a salary for judges of probate.

Which was read twice and referred to the judiciary committee.

Mr. Gilluly, in accordance with previous notice, leave being granted, introduced

A bill to amend an act in relation to insurance companies, and insurance agents, approved Feb. 12, 1855.

Which was read twice and referred to the judiciary committee.

THIRD READING OF BILLS.

Senate bill, being

A bill to authorize the approval of bonds of certain officers in Bay county,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Dunbar,	Mr.	Perry,
	Baldwin,		Fallass,		Perkins,
	Bancroft,		Felt,		Pratt,
	Beebe,		Ferris,		Reeves,
	Beers,		Fowler,		Reynolds,
	Beeson,		Gilluly,		Richardson,
	Brewster,		Glessner,		Robison,
	G. W. Brown,		Goodwin,		Sessions,
	Benj. Brown,		Green,		Sharpe,
	S. F. Brown,		Greenfield,		Smith,
	A. W. Buel,		Kelley,		Starkweather,
	H. S. Buel,		Kelsey,		E. H. Thomson,
	Bush,		Kore,		R. Thompson,
	Carr,		Lane,		Wallace,
	Carpenter,		Loomis,		Warner,
	Childs,		McMahon,		Watkins,
	Clark,		Miles,		Wendell,
	Campau,		Mitchell,		Wilkerson,
	Dalton,		Monroe,		Woolnough,
	Daniells,		Mussey,		Wixon,
	Dickey,		Mulholland,		Speaker,
	Driggs,		Newton,		65

NAYS. 0

Title agreed to, and,

On motion of Mr. Raymond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Joint resolution in refference to the pending appropriation before the Congress of the United States, for the improvement of the St. Clair Flats, was read a third time and passed by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Driggs,	Mr.	Perry,
	Baldwin,		Dunbar,		Perkins,
	Bancroft,		Fallass,		Phelps,
	Beebe,		Felt,		Pratt,
	Beers,		Ferris,		Raymond,
	Beeson,		Fowler,		Reeves,

Brewster,	Gilluly,	Reynolds,	
G. W. Brown,	Glessner,	Richards,	
Benj. Brown,	Goodwin,	Richardson,	
S. F. Brown,	Green,	Robison,	
A. W. Buel,	Greenfield,	Sessions,	
H. S. Buel,	Kelley,	Sharpe,	
Bush,	Kelsey,	Starkweather,	
Bushnell,	Kore,	Thomas,	
Carr,	Lane,	E. H. Thomson,	
Carpenter,	Loomis,	R. Thompson,	
Childs,	McMahon,	Wallace,	
Clark,	Miles,	Warner,	
Campau,	Monroe,	Watkins,	
Dalton,	Mussey,	Wendell,	
Daniells,	Mulholland,	Wilkerson,	
Davids,	Newman,	Woolnough,	
Dickey,	Newton,	Wixon,	69

NAYS. 0

Mr. Kore moved to adjourn.

Lost.

A bill to extend the time for the collection of taxes for the year 1858, in the city of Detroit in the county of Wayne,

Being under consideration,

Mr. A. W. Buel moved that the rule requiring the second and third readings on different days, be suspended.

Which motion was adopted.

The bill was then read a third time and a majority of all the members elect voting for the same, it passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Perkins,
Baldwin,	Dunbar,	Pratt,
Bancroft,	Fallass,	Raymond,
Beers,	Felt,	Reynolds,
Beeson,	Ferris,	Richards,
Brewster,	Fowler,	Richardson,
G. W. Brown,	Glessner,	Robison,
Benj. Brown,	Green,	Sharpe,
S. F. Brown,	Geenfield,	Smith,
A. W. Buel,	Kelley,	Starkweather,
H. S. Buel,	Kelsey,	E. H. Thomson,
Bush,	Kore,	R. Thompson,
Bushnell,	Lane,	Wallace,
Carr,	McMahon,	Warner,
Carpenter,	Miles,	Watkins,
Childs,	Mitchell,	Wendell,
Clark,	Monroe,	Wilkerson,

Campau,	Mulholland,	Woolnough,
Dalton,	Newman,	Wixon,
Daniells,	Newton,	Speaker,
Dickey,		61

NAYS.

Mr. Gilluly,	Mr. Goodwin,	Mr. Sessions,	3

Title agreed to.

On motion of Mr. Campau,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Kore moved that when the House adjourn, it adjourn till Monday morning at 10 o'clock.

Which motion was adopted.

Mr. Campau moved to adjourn.

Which was not adopted.

A bill to change the name of John Farrah to John F. Temple,

Was read a third time, and passed by the following vote:

YEAS.

Mr. Beebe,	Mr. Fowler,	Mr. Pratt,
Beeson,	Gilluly,	Reynolds,
Brewster,	Goodwin,	Richards,
G. W. Brown,	Green,	Richardson,
S. F. Brown,	Kelley,	Robison,
A. W. Buel,	Lane,	Sharpe,
Carpenter,	Loomis,	Starkweather,
Childs,	McMahon,	E. H. Thomson,
Clark,	Miles,	R. Thompson,
Dalton,	Mitchell,	Wallace,
Daniells,	Monroe,	Watkins,
Driggs,	Mussey,	Wendell,
Dunbar,	Mulholland,	Wilkerson,
Fallass,	Newton,	Woolnough,
Felt,	Perry,	Speaker,
Ferris,	Perkins,	47

NAYS.

Mr. Allen,	Mr. Carr,	Mr. Newman,
Baldwin,	Campau,	Raymond,
Bancroft,	Dickey,	Reeves,
Beers,	Gleasner,	Sessions,
Benj. Brown,	Greenfield,	Thomas,
H. S. Buel,	Kelsey,	Warner,
Bush,	Kore,	Wixson,
Bushnell,		22

Title agreed to.

Mr. Bushnell moved to adjourn.

Which motion was adopted.

Lansing, Monday, January 17, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Potter.

Roll called, and a quorum present.

Absent at the roll call—Messrs. G. W. Brown, Grace and McMahon.

PETITIONS PRESENTED.

By Mr. Bancroft: petition of P. A. McGinn and 46 others, citizens of Kennoekee, St. Clair county, for a change of name of said township to Sarsfield.

Referred to the committee on towns and counties.

By Mr. Dickey: petition of O. S. Russell, W. Adams and 67 others, citizens of Marshall, Mich., for the enactment of such a law as will aid in carrying out and enforcing the constitutional prohibition of convict labor in certain cases.

Referred to the committee on State Prison.

By Mr. Dickey: petition of George Johnson, O. S. Russell and 96 others, citizens of Calhoun county, for the enactment of a law for the protection of game.

Referred to the committee on State affairs.

By Mr. Goodwin: resolutions of the board of Supervisors of Jackson county, asking for amendments to the city charter of Jackson.

Referred to the committee on banks and incorporations.

By Mr. Bush: petition of C. L. Crouse, A. Campbell, A. J. Walker and 56 other citizens of Livingston county, praying for the repeal of the act of Feb. 17, 1857, entitled an act in relation to vacancies in county offices filled by appointment by the Governor.

Referred to the committee on State affairs.

By Mr. Mitchell: memorial for the relief of Christopher Voorhiest.

Referred to committee on Public Lands.

By Mr. Goodwin: petition of A. H. Rood, H. Saunders, H. H. Stanton, F. Isham, Wesley Truesdale, M. P. Hutchins and others, for the restoration of capital punishment.

Referred to the judiciary committee.

By Mr. Goodwin: petition of Charles Noble, E. A. Wales, Wm Brodie, Jos. Warren, W. A. Bacon and others; also,

Petition of Theodore Romeyn, N. P. Stewart, G. K. Johnson and others; also,

Petition of George S. Frost, Charles Howard, F. J. B. Crane, A. S. Williams, Thos. Gallagher, A. Mandell, Jeremiah Calnon, Charles Lotz, Porter Kibbee, J. P. McKinstry, James Collins and others; also,

Petition of S. Conant, J. W. Tillman, H. H. LeRoy, John Winder, P. Babbilloh, C. Maxhausen, Theodore Heinrick, J. L. Whiting and others, citizens of the city of Detroit, asking for the passage of a registry law.

Referred to committee on State affairs.

By Mr. H. S. Buel: petition of Horatio Lee and 26 others, asking for an amendment of the primary school law.

Referred to the committee on education.

By Mr. Reynolds: petition of T. A. Stebbins and 28 others, citizens of Cass county, praying for the passage of a law for the protection of game.

Referred to committee on State affairs.

By Mr. McDermott: petition of Peter D. Sawyer and 67 others, citizens of Kent county, for amendment of militia law.

Referred to committee on Militia.

By Mr. Enos: petition of A. H. Morrison and 14 others; also,

Petition of A. M. Springsteen and 45 others; also,

Petition of Nathaniel Robins and 22 others, voters of Berrien county, praying for the passage of a registry law.

Referred to committee on State affairs.

By Mr. Baldwin: petition of Norton Briggs, A. P. Bronson and 31 others, legal voters of Allegan, asking for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. Miles: of Washington Engle and 40 others, citizens of Hartford, Van Buren county, for the passage of a law providing for the registration of births and deaths.

Referred to the committee on State affairs.

By Mr. Ferris: petition of P. H. Ester and 35 others, of the county of Isabella, to attach township 13 north of range 4, 5 and 6 west, to the township of Coe in said county.

Referred to the committee on towns and counties.

By Mr. Dalton: remonstrance of Clark B. Albee, Wm. M. Ferry and 278 others, against the formation of a new county from any part of Ottawa county, and petition for the township of White River to be set back to the county of Oceana, where it properly belongs, and for the organization of 4 towns out of the territory of White River; also

Remonstrance of the county officers of Ottawa county, to the same purpose.

Referred to the committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

The committee on towns and counties submitted the following report:

The commitee on towns and counties, to whom was referred Senate bill No. 17, entitled

A bill to organize the county of Huron,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wixson,

The bill was placed on the order for third reading.

The committee on towns and counties also submitted the following report:

The committee on towns and counties, to whom was referred

A bill to attach a portion of section 5, of township 13 north of range five east to the township of Rockville,

Ask leave to report, that they have had the same under consideration, recommend the passage of the bill, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

The judiciary committee submitted the following report:

The committee of the judiciary, to whom was referred

A bill for the protection of gas light companies.

Respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back, with the following amendments, to wit: line 14, section 1, after the word "punished" insert the word "by;" also, same line, after the word "imprisonment" insert the words "in the county jail," and also add to the end of section 1, "or either, in the discretion of the court;" also amend section 2 by inserting after the word "imprisonment," at the end of line 10, and before the word "not," in line 11, the words, "in the county jail;" and also by adding to the end of section 2 the words, "or either, in the discretion of the court;" and recommend that when the bill is so amended that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed, with the amendments.

The judiciary committee also submitted the following report:

The committee on the judiciary, to whom was referred

A bill to provide for settlements and compromises by parties and joint debtors,

Would respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back, without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order and ordered printed.

The committee on the Judiciary, to whom was referred

A bill "to amend section 7, chapter 99, of the revised statutes of 1846," (compiled laws vol. 2, sec. 4161,)

Would respectfully report that they have had the same under consideration, and have directed their chairman to report the same back, without amendment and recommend that the same do pass, and ask to be discharged from the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to committee of the whole, placed on the general order and ordered printed.

The judiciary committee also reported as follows:

The committee of the judiciary, to whom was referred

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize a salary for judge of probates,

Report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend the following amendments, to wit: Strike out in line 12, section 2, the words "twenty-five hundred," and insert "three thousand," and when the bill is so amendeed, they recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed, with the amendment.

The committee of ways and means, through their chairman, reported as follows:

The committee of ways and means, to whom was referred the petition of Alfred Fry and others, of Kent county, Mich., for the relief of Alfred Fry, a purchaser of primary school land, have had the same under consideration, and instructed their chairman to report the same back accompanied by a joint resolution, recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY,

Chairman.

Report accepted, committee discharged, the joint resolution read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on education submitted the following report:

The committee on education, to whom was referred

A bill to amend section 75 of chapter 58 of the revised statutes of 1846,"

Respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House with the following amendments, to wit:

Add a new section to stand as sec. 1 of the bill, to read as follows:

Sec. 1. *The people of the State of Michigan enact*, That section seventy-five of chapter fifty-eight of the revised statutes of 1846 be and the same is hereby amended so as to read as follows:

Also, that sec. 2 be amended by striking out the word "such" in the 18th line of said sec., and inserting in place thereof the words, "the original."

Also, add at the end of sec. 2 the words, "according to the value of the taxable property therein."

Also, amend the title of said bill by adding thereto the words, "sec. 2318, vol. 1, compiled laws of 1857," and recommend that the bill so amended do pass, and that the committee be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed, with the amendments.

The committee on education also submitted the following:

The committee on education, to whom was referred

A bill to amend section 2338, of the compiled laws of 1857, relating to the filling of vacancies in school district boards,

Respectfully report that they have considered the same, and instructed their chairman to report the bill back to the House, with the following amendments, to wit:

Amend section 1, so as to read as follows:

The People of the State of Michigan enact, That section 95, of chapter 78, of the revised statutes of 1846, (being section, 2338, of compiled laws of 1857,) be and the same is hereby amended so as to read as follows:

Also amend the title of the bill so that it shall read as follows:

A bill to amend section 95, of chapter 78, of the revised statutes of 1846, (sec. 2338 compiled laws of 1857,) relating to school districts boards,

And recommend that the bill so amended do pass, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed, with the amendments.

Mr. A. W. Buel, on behalf of the judiciary committee, made a report of the reasons and urging the necessity of the passage of

A bill to provide for the trial of offences upon information.

Which was read, and,

On motion of Mr. E. H. Thomson,

Resolved, That the able, interesting, and historical report of the committee on the judiciary, on the subject of the abolishment of the grand jury, be ordered printed in the House documents, and that one thousand extra copies be ordered for the use of this House.

The committee of the judiciary, to whom was referred

A bill providing for the taxation of gas light companies,

Report that they have had the same under consideration, and have instructed their chairman to report a substitute therefor, which is herewith submitted, and recommend that the substitute do pass, and ask to be discharged from the consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

On motion of Mr. Mussey,

The substitute was adopted.

The bill was then referred to the committee of the whole, placed on the general order and ordered printed.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following communication from the Attorney General, which was read:

ATTORNEY GENERAL'S OFFICE,
Lansing, January 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I have had the honor to receive a copy of the resolution of the House, passed on the 13th inst., in the following words:

"*Resolved*, That the Attorney General be and he is hereby requested to communicate to this House in writing, his opinion of the proper construction of that part of section 1, of article 20, of the constitution of this State, which speaks of the submission of amendments to the people 'at the next general election,' and to define especially what is meant by a general election."

The article referred to is in the following words:

"Any amendment or amendments to this constitution may be proposed in the Senate or House of Representatives. If the same shall be agreed to by two-thirds of the members elected to each House, such amendment or amendments shall be entered on their journals respectively, with the yeas and nays thereon, and the same shall be submitted to the electors at the next general election thereafter, and if a majority of the electors qualified to vote for members of the Legislature voting thereon shall ratify and approve such amendment or amendments, the same shall become part of the constitution."

I am of the opinion that the proper construction of the latter part of the section is, that any person in the State possessing such qualifications as, under section 1 of article 7, renders him an elector at a general election, has the right to express by his vote to be given at such election his consent to or dissent from the amendment or amendments which may be so proposed and submitted; and that any amendment not so proposed and submitted is without validity. The present constitution was, as provided in the schedule submitted for adoption or rejection to the then qualified electors of the State, and it is evident that the convention intended to subject all future amendments of it to the like test, and not to permit them unless by the electoral will of the people.

The resolution further requests me to define especially what is meant by a general election.

My opinion is, that it means the election which, under the Constitution, takes place biennially on the first Tuesday next after the first Monday in November, and at which the Governor, Lieutenant Governor, the members of the two Houses of the Legislature and the State Officers are elected. By the revised statutes of 1838, (p. 7,) it was provided that there should be held an election in this State on the first Monday of November in each year and on the succeeding day, which the statute denominates "the general election," and this designation is even of an anterior date.

The revised statutes of 1846, p. 40, provides that "an election shall be holden in the several townships and wards in this State on the first Tuesday of November in each year which shall be called the general election." At this election the same functionaries were to be chosen, except the State Officers, as under the previous code. Indeed, this election received an earlier and more solemn designation as the general election, for we find that name given to it, in the amendment of the

first constitution, adopted and ratified by the popular vote at the November election in 1843. (R. S. of 1846, p. 30.)

The convention framed the present Constitution with reference to the then existing statutes. They were aware of the meaning of the terms they employed. It is true, they make a change in the time holding the November election, by fixing it upon the Tuesday next succeeding the first Monday of November of every second year, but this change of time was not intended to affect the character of the election, for they first provide (art. 4, sec. 34,) that Senators and Representatives shall be elected on that day, next that the Governor and Lieutenant Governor shall be elected on the same day, (art. 5, sec. 3,) and then, as if for the purpose of giving a name to the election, provide "that there shall be elected at *each general biennial election*, a Secretary of State, a Superintendent of Public Instruction, a State Treasurer, a Commissioner of the Land Office, an Auditor General, and an Attorney General for the term of two years."

The schedule (section 16) in submitting the constitution to the people at the November election of 1850, expressly designates that the *General Election*, as provided by the revised statutes.

The Legislature of 1851, in adapting the election law to the constitution, speak of the November election as a "General Election," at which all the above named officers and others are to be elected.

The constitution (Art. 15, Sec. 2,) declares that no banking law or law for banking purposes, or amendments thereof, shall have effect until the same shall, after its passage, be submitted to a vote of the electors of the State, at a General Election, and be approved by a majority of votes cast thereon at such election.

During the pendency of the bill to establish the business of banking, at the session of 1857, my attention was called to the question whether it was competent to submit such an enactment to the electors at the April election of that year, and after considering it, I felt it my duty to advise the late Executive that such a submission would not be in compliance with the constitutional requirement, and that it could be made only at the biennial election; and a provision to that effect was incorporated in the bill. It was evidently the object of the Convention to give the public ample time to examine and deliberate upon all the details, all the advantages and disadvantages, of so important a

measure. And surely, the same reason applies with equal if not greater force to a proposition to change the fundamental law.

That the general election is the biennial election of November is further, and, it seems to me, conclusively indicated by the provision in the second section of article 20, that "at the general election to be held in the year one thousand eight hundred and sixty-six, and each sixteenth year thereafter, and also at such other time as the Legislature may by law provide, the question of a revision of the constitution shall be submitted to the electors qualified to vote for members of the Legislature," &c. The provision is mandatory upon the Legislature to submit this grave question to the electors at the general election in those years, while it leaves it to their discretion whether it shall be done at any other time.

For these reasons, and others which it is not necessary here particularly to allude to, my opinion is such as I have above expressed.

I have the honor to be, &c.,

J. M. HOWARD,

Attorney General.

Also, the following from the Board of State Auditors:

STATE AUDITORS' ROOMS,
Lansing, January 15, 1859.

HON. H. A. SHAW, *Speaker of the House of Representatives:*

SIR:—I have the honor of laying before the House the report of the Board, together with the plans and drawings for a State capitol building, and to say that the architect, Mr. Elder, will be in attendance to explain to your honorable body any matter pertaining thereto that may be desired.

Very respectfully,

JOHN McKINNEY,

Late Chairman of the Board.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 15, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to change the name of Mary Ann Sanderson and Isaac Albert Thompson;

Also,

A bill to change the name of the Second Presbyterian Church of Detroit;

Also, Senate bill No. 20, being

A bill to extend the time for the collection of taxes for the year 1858, in the township of Eureka, in the county of Montcalm;

The first and last of which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators; and the second named by a majority of two-thirds of all said Senators, and ordered to take effect on the 19th of March, 1859, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the judiciary committee.

The second named bill was read twice, and referred to the committee on banks and incorporations.

The third named bill was read twice, and referred to the committee on State affairs.

Also the following:

SENATE CHAMBER,
Lansing, January 17, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following resolutions of the New Hampshire Legislature:

Resolved by the Senate and House of Representatives in General Court convened, That the people of New Hampshire are unalterable in their attachment and devotion to the Constitution and the Union, and demand of the national administration a return and strict adherence to the cardinal principles on which the Constitution was founded, and by which alone the Union can be preserved.

Resolved, That freedom is the natural condition of man; that human slavery can exist only by force of positive law, and that the Constitution of the United States, the great charter of our law, has neither established nor recognized slavery as a national institution.

Resolved, That the recent attempts of the national government by promises and threats, to coerce the people of a territory desiring to be admitted into the Union, to the introduction and support of human slavery, are unprecedented and atrocious, and merit universal reprobation.

Resolved, That the legislation of the country and the expenditures of its resources, being directed mainly for the benefit of the slaveholding minority of the inhabitants, it is the imperative duty of the immense majority of freemen whose interests are disregarded, and whose rights are violated, to combine in political action to insure their own protection and security.

Resolved, That the action of the state department of the United States in refusing to grant passports to persons of African descent, contrary to previous practice, and of the treasury department in refusing to grant them registers for their own vessels with the right to navigate them as masters, and of the interior department in refusing them the right of entry upon the public domain to become purchasers, is an unjust and illegal denial and invasion of the rights of citizens of New Hampshire.

Resolved, That we are compelled to believe that these invasions of the rights of our citizens are the result of the Dred Scott decision, coupled with a desire on the part of the national administration to favor and strengthen the slaveholding interests, which will continue so long as slavery remains a ruling element in the government of the country.

Resolved, That these and other aggressions of the slave power make the prohibition of the further extension of slavery a necessity, and its abolition, where we have the power, a duty.

Resolved, That the state government, so far as it has the power, should secure by its own authority, those rights to its citizens which are denied them by the general government.

Resolved, That our Senators be instructed and our Representatives requested to use all proper effort to procure such legislation by Congress as shall secure to every citizen of the State the full enjoyment of his rights.

Resolved, That Congress possesses the right to legislate for the territories of the United States—a right so long exercised and so firmly established, that it cannot now be questioned without insulting the intelli-

gence of the American people; and the duty to exercise that right, and to advance the cause of universal liberty, cannot be abandoned without proving recreant to the spirit of the Declaration of Independence, and false to the memory of the founders of our glorious confederacy.

Resolved by the Senate and House of Representatives in General Court convened, That the Secretary of State be and is hereby directed to forward a copy of the resolutions just passed, relating to national affairs, to the Legislature of the several States and of the Territories.

NAPOLEON B. BRYANT,
Speaker of the House of Representatives.
AUSTIN F. PIKE,
President of the Senate.
WILLIAM HAILE,
Governor.

Approved, June 26, 1858.

Which resolutions have been transmitted to the Senate, through the Secretary of State, and relative to which, the Senate has passed the following concurrent resolution:

Resolved by the Senate and House of Representatives of the State of Michigan, That we congratulate the Legislature of New Hampshire upon the attitude they have been able to assume on the subjects mentioned in said resolutions, believing that when the people, by their Legislatures, in the several free States of this confederacy shall take a similar position, there need be no apprehension of the farther extension of slavery in our country, a consummation most earnestly desired by the people of Michigan.

In the passage of which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

Mr. Bushnell moved that the resolutions be referred to the committee on the insane.

Mr. Mussey moved an amendment, that the gentleman from Wayne constitute that committee.

Amendment accepted.

The motion was not adopted.

Mr. E. H. Thompson moved that the resolutions be referred to the committee on State affairs.

Which was not adopted.

Mr. Bancroft offered the following as a substitute for the concurrent resolution:

Whereas, The Supreme Court of this State has decided that negroes are not entitled to equal privileges with white citizens;

And whereas, The Governor of this State, in his inaugural message, wisely and patriotically confined himself to subjects of direct and pressing interest to the people of Michigan; therefore,

Resolved, That it is the sense of this House that the resolutions on the subject of negroism, purporting to come from the Legislature of New Hampshire, ought to be retured to the Secretary of State for said State, with notice that the republican party of Michigan has discharged its colored wet nurse, and is now generally recognized as able to go alone.

The Speaker decided the motion out of order.

Mr. Mussey moved that the House concur in the passage of the resolution.

Mr. A. W. Buel rose to a point of order: that the motion to concur was not in order, as the resolution was a joint and not a concurrent resolution.

The Speaker decided the motion to be in order.

Mr. Bushnell appealed from the decision of the chair.

The decision of the chair was sustained by the House.

The question being on concurring in the resolution of the Senate,

Mr. E. H. Thomson demanded the yeas and nays.

The demand was sustained by the House, and the resolution concurred in by the following vote:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Newton,
Baldwin,	Gage,	Perry,
Beebe,	Gilluly,	Perkins,
Brewster,	Gleesner,	Phelps,
Brooks,	Goodwin,	Reynolds,
Benj. Brown,	Green,	Richards,
S. F. Brown,	Kelsey,	Robison,
Carr,	Kore,	Sharpe,
Childs,	Lane,	Starkweather,

Clark,	Loomis,	R. Thompson,
Daniels,	McMahon,	Wallace,
Dickey,	Miles,	Watkins,
Driggs,	Mitchell,	Wilkerson,
Enos,	Mussey,	Woolnough,
Fallas,	Mulholland	Wixson,
Felt,	Newman,	Speaker,
Ferris,		49

NAYS.

Mr. Bancroft,	Mr. Campau,	Mr. Reeves,
Beers,	Dalton,	Richardson,
Beeson,	Dunbar,	Smith,
A. W. Buel,	Greenfield,	E. H. Thomson,
H. S. Buel,	McDermott,	Warner,
Bush,	McKinley,	Wendell,
Carpenter,	Pratt,	20

On motion of Mr. Glessner,

The House adjourned till 2 o'clock P. M.

—

AFTERNOON SESSION.

2 o'clock P. M.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Benj. Brown asked and obtained leave of absence for Mr. Frisbee for three days on account of sickness.

Mr. Loomis asked and obtained leave of absence for Mr. G. W. Brown on account of sickness.

PETITIONS.

By Mr. Robison: the following memorial of the Board of Supervisors of Washtenaw county:

At a session of the Board of Supervisors of the county of Washtenaw, held at the Court House, in the city of Ann Arbor, on the —— of October, 1858, the following resolutions were adopted:

Whereas, It appears from the records of the court in this county that a large portion of the expenses of the county arises from the costs of civil litigations in said court, and frequently by non-residents of the same; and

Whereas, It is the opinion of this Board of Supervisors that the

same is unjust, unreasonable and burdensome to the tax-payers of the county; therefore

Resolved, That our Senators and Representatives in the next Legislature be requested to use all suitable means to procure the passage of a law by which sufficient costs of suit in civil cases shall be taxed to the litigating parties to pay all expenses of the court, officers and jury engaged in trying the same, to be paid to the county, unless it shall appear by affidavit to the satisfaction of the court that they are poor and unable to pay the same.

Mr. Wynkoop offered the following:

Resolved, That our Senators and Representatives in our State Legislature be requested to use all honorable means to procure the repeal of act entitled an act for the encouragement of manufactures and the mechanic arts, approved March 16, 1849, or so much thereof as relates to the raising of a tax for the purpose mentioned in said act.

Whereas, The system of maintaining the poor as practised in the county under the laws of the State regulating the same, imposes an unjust and unequal burden upon many of the townships of this county; therefore

Resolved, That our Senators and Representatives in our State Legislature be requested to use all honorable means to procure the repeal of all laws of this State prohibiting the Boards of the several counties of the State from reviving the distinction between the township and county poor.

On motion of Mr. McMahon,

The first resolution was referred to the committee on the judiciary.

The second resolution was referred to the committee on agriculture and manufactures.

The third resolution was referred to the committee on towns and counties.

Mr. McMahon moved that

A bill to amend section 17 of chapter 106 of the revised statutes of 1846, (compiled laws, volume 2, section 4455,)

Be taken from the table and placed on the order for third reading.

Which was adopted.

Mr. McMahon moved that,

A bill to amend section 10 of chapter 114 of the revised statutes of 1846, [compiled laws, volume 2, section 4750,]

Be taken from the table and placed on the order for third reading.

Which was adopted.

Mr. Dunbar gave notice that on some future day he would ask leave to introduce

A bill to extend the time for the collection of taxes in the city and certain township in the county of Monroe.

Mr. Bancroft offered the following:

Resolved, That the committee on printing be and they are hereby instructed to cause the quota of joint documents due each member of this House at its present session, to be placed upon their respective tables without further delay.

On motion of Mr. Woolnough,

The resolution was laid upon the table.

On motion of Mr. Pratt, it was

Resolved, That leave of absence for three days be granted to Mr. Sessions, of Ionia, and Mr. Raymond, of Bay.

Mr. Wixson offered the following:

Resolved, That the committee on amendments to the constitution be instructed to enquire into the expediency of proposing such amendments to sections two (2) and fourteen (14) of article eighteen (18) of the constitution, as will facilitate and reduce the expenses of laying out and establishing public roads.

Which was adopted.

Mr. Campau gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of chapter 122 of the revised statutes of 1846, of proceedings for the collection of damages against ships, boats and vessels.

Mr. Miles gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 2 article 18 of the constitution of this State, to the end that a highway law may be enacted authorizing commissioners of highways to lay out roads without the intervention of a jury.

Mr. Bancroft offered the following:

Resolved, That the Clerk procure of the Secretary of State, the copies of reports to which the House is entitled by section 42, chapter 7 compiled laws, and furnish the same to the members.

Which was adopted.

Mr. Goodwin gave notice that at some future day he would ask leave to introduce

A bill amendatory to the charter of the city of Detroit, repealing so muchthere of as relates to paying the Recorder's salary out of the State Treasury.

Mr. Mussey moved to take from the table,

A bill to amend section 18, 17, and 23 of an act entitled "an act relative to plank roads," approved March 13, 1848, and an act to amend an act amendatory thereto, approved January 9, 1853.

Which was adopted.

The bill was referred to the committee of the whole and placed on the general order.

Mr. Bancroft gave notice that on some future day he would ask leave to introduce

A joint resolution to amend the constitution by expunging so much of article 4 as prohibits the enacting of a law granting licenses for the sale of intoxicating liquors.

Mr. A. W. Buel gave notice that on some future day he would ask leave to introduce

A bill to amend section 4 of an act entitled "an act to define the limits, jurisdiction and powers of Circuit Courts," approved April 8, 1851, [compiled laws, vol. 2, sec. 3414.]

Mr. A. W. Buel gave notice that he would on some future day ask leave to introduce

A bill to amend section 1 of an act entitled "an act supplementary to an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, and to repeal an act supplementary to said act, approved June 27, 1851," approved Feb. 14, 1853. [Compiled laws, vol. 2, sec. 3435.]

Mr. McKinley gave notice that at some future day he would ask leave to introduce

A bill for laying out and establishing a State road, commencing at Beaver Harbor, thence running in a southerly direction on the most eligible route, to some point nigh the light-house on the south end of Beaver Island; also asking for an appropriation in swamp lands to aid in building said road.

Mr. Driggs offered the following:

Resolved, That the committee on amendments to the constitution be instructed to report to this House, with all convenient dispatch, by bill or otherwise, as may be proper, an amendment to the constitution that shall provide for striking out from section 1 of article 7 the word "white" wherever the same occurs before the word "male," in said section.

Which was adopted.

Mr. Reynolds moved that the report of the committee on printing be taken from the table.

Which was adopted.

Mr. Dickey moved that the report be adopted.

Which motion prevailed.

Mr. Goodwin gave notice that he would on some future day ask leave to introduce

A bill to amend section 95 of revised statutes of 1846, or section 4037 of compiled laws of 1857.

Mr. E. H. Thomson gave notice that he would ask leave on to-morrow to introduce

A bill to regulate the liabilities of Hotel Keepers.

Mr. Wendell gave notice that he would on some future day ask leave to introduce

A bill to amend an act entitled an act to provide for the sale of the swamp lands and the reclamation thereof, and to secure the pre-emption claims of settlers thereon.

Mr. Loomis, in accordance with previous notice, leave being granted, introduced

A bill to amend an act to incorporate the city of Jackson.

Which was read twice and referred to the committee on banks and incorporations.

Mr. Sessions, notice having been given, and leave being granted introduced

A joint resolution relative to a grant of lands by Congress for the endowment of agricultural colleges.

Which was read twice and referred to the committee on education.

Mr. Warner, in accordance with previous notice, leave being granted, introduced

A bill to provide for the laying out and establishing of a State road in the counties of Marquette and Delta, in the Upper Peninsula.

Which was read twice and referred to committee on roads and bridges.

Mr. Warner, pursuant to previous notice, leave being granted, introduced

A bill to authorize the county treasurer of Chippewa county, in this State, to make return of the delinquent taxes in said county for the years 1856 and 1857.

Which was read twice, and referred to the committee on State affairs.

Mr. Warner, pursuant to previous notice, leave being granted, introduced

A bill to provide for laying out and constructing a State road from Point St. Ignace, in the county of Mackinaw, *via* Sault Ste Marie, in the county of Chippewa, to Marquette, in the county of Marquette.

Which was read twice, and referred to the committee on public lands.

Mr. McMahon, previous notice having been given, and leave being granted, introduced

A bill to regulate fire and marine insurance companies and their agents, not incorporated by the State of Michigan.

Which was read twice and referred to the committee on banks and incorporations.

Mr. Wixson, previous notice having been given, leave being granted, introduced

A bill to provide for laying out and establishing a State road in the county of Sanilac.

Which was read twice, and referred to the committee on roads and bridges.

Mr. Mitchell, previous notice having been given, and leave being granted, introduced

A bill for the relief of Christopher Voorhies.

Which was read twice, and referred to the committee on public lands.

Mr. Reynolds, according to previous notice, leave being granted, introduced

A bill regulating and defining the qualifications of witnesses in civil proceedings and repealing certain laws.

The bill was read twice and referred to the judiciary committee.

Mr. McDermott, pursuant to previous notice, leave being granted introduced

A bill to provide for the appointment of an inspector of bridges and culverts on railroads and to define his duties.

Which was read twice and referred to the committee on banks and incorporations.

Mr. Dunbar, previous notice having been given, and leave being granted, introduced

A bill to provide for a general system of drainage.

Which was read twice and referred to the committee on State affairs.

Mr. Dunbar, in accordance with previous notice, leave being granted, introduced

A bill to amend sections 6, 33 and 35, of an act to incorporate the city of Monroe, approved March 22, 1837.

Mr. E. H. Thomson, previous notice having been given, and leave being granted, introduced

A joint resolution authorizing the Commissioner of the State Land Office to issue a certain deed to Nelson P. Stewart.

Which was read twice and referred to the judiciary committee.

By unanimous consent, the following report of the committee on State affairs was received:

The committee on State affairs, to whom was referred

A joint resolution relative to a donation of lands by the federal government for the support of the State Asylums, for the Insane at Kalamazoo, and the Deaf and Dumb, and Blind, at Flint,

Respectfully submit the following report:

That they have had the same under consideration, and after due deliberation thereon, report the same back to the House and recommend the immediate passage thereof, and request to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

Mr. McMahon moved that the joint resolution be placed on its immediate passage.

Which motion was adopted.

The joint resolution being

A joint resolution relative to a donation of lands by the federal government for the support of the State asylums for the insane at Kalamazoo, and the blind, deaf and dumb, at Flint,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perry,
Baldwin,	Felt,	Perkins,
Bancroft,	Ferris,	Phelps,
Beebe,	Fowler,	Pratt,
Beers,	Gage,	Reynolds,
Beeson,	Gilluly,	Richards,
Brewster,	Gleasner,	Richardson,
Brooks,	Goodwin,	Robison,
Benj. Brown,	Green,	Sharpe,
S. F. Brown,	Greenfield,	Smith,
A. W. Buel,	Kelsey,	Starkweather,
H. S. Buel,	Kore,	Thomas,
Bush,	Lane,	E. H. Thomson,
Carr,	Loomis,	R. Thompson,
Carpenter,	McMahon,	Wallace,
Childs,	McDermott,	Warner,
Clark,	McKinley,	Watkins,
Dalton,	Miles,	Wendell,
Daniells,	Mitchell,	Wilkerson,
Dickey,	Mussey,	Woolnough,
Driggs,	Mulholland,	Wixson,
Dunbar,	Newman,	Speaker,
Enos,	Newton,	68

NAYS. 0

Mr. Pratt gave notice that on to-morrow, or some future day, he would ask leave to introduce

A joint resolution to authorize the printing of 1,000 copies each of the reports of the trustees of the asylum of the insane, and of the trustees of the asylum for the deaf, dumb and blind.

THIRD READING OF BILLS.

The Speaker called Mr. Dickey to the chair.

House bill No. 1, being

A bill to amend section 10 of chap. 114 of the revised statutes of 1846, (compiled laws, volume 2, section 4751,)

Being under consideration,

Mr. Smith moved to recommit the bill to the judiciary committee, with instructions as follows:

To amend so as to allow three days for officer making the levy to file certified copy with Register of Deeds, and requiring such officer to make and file certified copy, with description, &c., with Register of

Deeds; and also requiring such officer to post in the town where the levy may be made, three notices with description of goods, &c., levied on at the time of such levy.

After discussion, the motion was withdrawn.

The bill was then read a third time, and a majority of all the members elect not voting for the same, it was not passed, by yeas and nays, as follows:

YEAS.

Mr.	Dickey,	Mr.	Greenfield,	Mr.	Reeves,
	Fallas,		Kelsey,		Robison,
	Ferris,		Kore,		Smith,
	Gage,		McMahon,		R. Thompson,
	Glessner,		Mussey,		Watkins,
	Green,		Perry,		Woolnough, 18

NAYS.

Mr.	Allen,	Mr.	Dalton,	Mr.	Newton,
	Baldwin,		Daniells,		Perkins,
	Bancroft,		Driggs,		Phelps,
	Beers,		Dunbar,		Pratt,
	Beebe,		Enos,		Reynolds,
	Beeson,		Felt,		Richards,
	Brewster,		Fowler,		Sharpe,
	Brooks,		Gilluly,		Starkweather,
	Benj. Brown,		Goodwin,		Thomas,
	S. F. Brown,		Lane,		E. H. Thomson,
	H. S. Buel,		Loomis,		Wallace,
	Bush,		McKinley,		Warner,
	Carpenter,		Miles,		Wendell,
	Childs,		Mitchell,		Wilkerson,
	Clark,		Mulholland,		Wixson,
	Campau,		Newman,		Speaker, 48

House bill No. 3, being

A bill to amend section 17, of chapter 106, of the revised statutes of 1846, (compiled laws, vol. 2, sec. 4455.)

Was read a third time, when

Mr. E. H. Thomson moved to recommit with instructions to tarike rike out all after the enacting clause.

Which motion was adopted.

Senate bill No. 17, being

A bill to organize the county of Huron;

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perkins,
Baldwin,	Felt,	Phelps,
Bancroft,	Fowler,	Pratt,
Beebe,	Gage,	Reeves,
Beers,	Gilluly,	Reynolds,
Beeson,	Glessner,	Richards,
Brewster,	Goodwin,	Richardson,
Brooks,	Green,	Robison,
Benj. Brown,	Greenfield,	Sharpe,
S. F. Brown,	Kelsey,	Smith,
A. W. Buel,	Kore,	Starkweather,
H. S. Buel,	Lane,	Thomas,
Bush,	Loomis,	E. H. Thomson,
Carpenter,	McMahon,	R. Thompson,
Childs,	McDermott,	Wallace,
Clark,	McKinley,	Warner,
Campau,	Miles,	Watkins,
Dalton,	Mitchell,	Wendell,
Daniels,	Mussey,	Wilkerson,
Dickey,	Mulholland,	Woolnough,
Driggs,	Newman,	Wixson,
Dunbar,	Newton,	Speaker,
Enos,	Perry,	68

NAYS. 0

Title agreed to, and by a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

On motion of Mr. Daniells,

The House adjourned till 9 o'clock to-morrow morning.

Lansing, Tuesday, January 18, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Abbott.

Roll called: quorum present.

Absent without leave at the roll call, Messrs. Bushnell, Kelly and E. H. Thomson.

Mr. A. W. Buel asked and obtained leave of absence for Mr. E. H. Thomson for one day, on account of sickness.

Mr. Dunbar asked and obtained leave of absence for Mr. Kelly, on account of absence.

Mr. Bancroft asked and obtained leave of absence for Mr Bushnell for one day.

PRESENTATION OF PETITIONS.

By Mr. Newton: petition of A. Garwood and 14 others, asking for a registry law.

Referred to committee on State affairs.

By Mr. Connor: petition of George Martin and 50 others, to protect the fisheries of Detroit and St. Clair Rivers.

Referred to the committee on State affairs.

By Mr. Mulholland: petition of James Mulholland and 54 others, for the restoration of the death penalty.

Referred to the committee on judiciary.

By Mr. Smith: petition of John E. Keiton and 28 others, citizens of St. Clair county, for a law providing for a manufacturer's lien upon machinery and other property.

Referred to the committee on the judiciary.

By Mr. Wallace: petition of Cyrus Fuller, R. L. Alexander, J. S. Tibbetts, and 90 others, legal voters of Wayne county, for the passage of a law to prevent citizens of this State from aiding or delivering up persons claimed as fugitive slaves.

Referred to the committee on federal relations.

My Mr. Ferris: memorial of the board of supervisors of the county of Montcalm, asking relief for pre-emptions on swamp lands in said county.

Referred to committee on Public Lands.

By Mr. Allen: petition of Wm. J. Wells and 40 others, for the repeal of the stay laws.

Referred to the committee on judiciary.

By Mr. Clark: petition of J. R. Bennett and 30 others, legal voters of Lenawee county, for a registry law.

Referred to committee on State Affairs.

By Mr. Brown: petition of James Harris and 145 others, citizens of Kalamazoo county, for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. Starkweather: petition of P. Bunger, C. Newyar, and others, for a registry law.

Referred to committee on State affairs.

By Mr. Starkweather: petition of Lewis W. Hutton, D. Clarkson, H. S. Bradley and 52 others, for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. Kelsey: petition of Wm. H. Eddy and 22 others for a registry law.

Referred to the committee on State affairs.

By Mr. A. W. Buel; petition of Solomon Davis and others for a law to provide for the registration of births and deaths; also,

Petition of H. C. Kibbee, H. P. Baldwin, John Patton and 36 others, citizens of Detroit, for the same purpose; also,

Petition of J. D. Morton and others, citizens of Detroit, for the same purpose.

Referred to the committee on State affairs.

By Mr. Gies: petition of A. Sligemon and 39 others of Wayne county, for amendments to the militia law.

Referred to the committee on the militia.

By Mr. McMahon: petition of Robert B. Glasier, Thos. Scott and others, praying that the right of suffrage be granted to women.

Referred to the special committee on amendments to the constitution.

By Mr. Pratt: memorial of the Trustees of Kalamazoo College, praying for provisions to establish normal classes in certain colleges.

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

The committee on towns and counties submitted the following report:

The commitee on towns and counties, to whom was referred

The petition of C. Davis and 429 others; also, petition of Daniel Thomas and 42 others, citizens of Oceana county; also resolution of the Board of Supervisors of Ottawa county, with sundry other petitions, praying for the organization of Muskegon county,

Ask leave to report that they have had the same under consideration, and after some time spent thereon, have unanimously instructed their chairman to report back to the House a bill, recommend its passage and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

The committee on banks and incorporations presented the following report:

The committee on banks and incorporations, to whom was referred Senate bill No. 4, being

A bill to repeal the charter of the Cotton Wood Swamp Turnpike Company, and the amendments thereto,

Would respectfully report that they have had the same under consideration, and directed their chairman to report it back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted, and committee discharged.

The bill was placed on the order for third reading.

Also, the following:

The committee upon banks and incorporations, to whom was referred A bill to amend the charter of the city of Jackson,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, and recommend the passage of the bill, and ask to be discharged from the further consideration of the same.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

Also, the following:

The committee upon banks and incorporations, to whom was referred Senate bill, No. 8, being

A bill to amend section 1 of an act to incorporate the Fire Department of the city of Detroit, approved Feb. 14, 1840,

Have had the same under consideration, and have instructed their chairman to report the same back to the House and recommend its passage, and ask to be discharged from the further consideration of the same.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By Mr. Starkweather: petition of Lewis W. Hutton, D. Clarkson, H. S. Bradley and 52 others, for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. Kelsey: petition of Wm. H. Eddy and 22 others for a registry law.

Referred to the committee on State affairs.

By Mr. A. W. Buel; petition of Solomon Davis and others for a law to provide for the registration of births and deaths; also,

Petition of H. C. Kibbee, H. P. Baldwin, John Patton and 36 others, citizens of Detroit, for the same purpose; also,

Petition of J. D. Morton and others, citizens of Detroit, for the same purpose.

Referred to the committee on State affairs.

By Mr. Gies: petition of A. Sligemon and 39 others of Wayne county, for amendments to the militia law.

Referred to the committee on the militia.

By Mr. McMahon: petition of Robert B. Glasier, Thos. Scott and others, praying that the right of suffrage be granted to women.

Referred to the special committee on amendments to the constitution.

By Mr. Pratt: memorial of the Trustees of Kalamazoo College, praying for provisions to establish normal classes in certain colleges.

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

The committee on towns and counties submitted the following report:

The commitee on towns and counties, to whom was referred

The petition of C. Davis and 429 others; also, petition of Daniel Thomas and 42 others, citizens of Oceana county; also resolution of the Board of Supervisors of Ottawa county, with sundry other petitions, praying for the organization of Muskegon county,

Ask leave to report that they have had the same under consideration, and after some time spent thereon, have unanimously instructed their chairman to report back to the House a bill, recommend its passage and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

The committee on banks and incorporations presented the following report:

The committee on banks and incorporations, to whom was referred Senate bill No. 4, being

A bill to repeal the charter of the Cotton Wood Swamp Turnpike Company, and the amendments thereto,

Would respectfully report that they have had the same under consideration, and directed their chairman to report it back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted, and committee discharged.

The bill was placed on the order for third reading.

Also, the following:

The committee upon banks and incorporations, to whom was referred A bill to amend the charter of the city of Jackson,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, and recommend the passage of the bill, and ask to be discharged from the further consideration of the same.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

Also, the following:

The committee upon banks and incorporations, to whom was referred Senate bill, No. 8, being

A bill to amend section 1 of an act to incorporate the Fire Department of the city of Detroit, approved Feb. 14, 1840,

Have had the same under consideration, and have instructed their chairman to report the same back to the House and recommend its passage, and ask to be discharged from the further consideration of the same.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced a communication from the State Librarian, which,

On motion of Mr. Mussey,

Was laid on the table and ordered printed.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
Lansing, January 17, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives,

Senate bill No. 2, being

A bill authorizing the Superintendent of Public Instruction to appoint a Deputy,

Which has passed the Senate by a majority of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to to the committee on education.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Fallass gave notice that to-morrow or some future day he would ask leave to introduce

A bill to incorporate the village of Lowell in the county of Kent.

Mr. Phelps offered the following:

Whereas, The Legislatures of 1849 and 1857, directed and authorized the Board of State Auditors to procure plans, drawings, specifications and estimates for a State capitol, to be submitted to this Legislature, and

Whereas, Said Board have performed that duty and called the attention of this House thereto by their report of the 15th ult., therefore

Resolved, That a special committee of five be appointed, to whom shall be referred said report in relation to a State Capitol, with instructions to examine fully as to the necessity, propriety and cost of building a State Capitol, with their opinion as to any plans, drawings and

specifications that may be submitted to them, and report to this House with all convenient dispatch.

Which was adopted.

On motion of Mr. Benj. Brown, it was

Resolved, That the State Treasurer be requested to report to this House, as soon as possible, the names of all persons in this State engaged in business as brokers or exchange dealers, and the amount of capital employed.

Mr. McDermott gave notice that he would at some future day ask leave to introduce

A bill to amend the charter of the city of Detroit.

Mr. Pratt offered the following:

Resolved, (the Senate concurring,) That the Manual which has been ordered by a concurrent resolution of the two Houses, shall contain, in addition to the contents already ordered, a table of counties in their relation to representative districts; another of counties constituting Senatorial districts; another of the counties in the Congressional districts, and another of the counties composing the judicial districts.

Laid on the table for one day under the rules.

Mr. Warner offered the following:

Resolved, That the committee on internal improvements be instructed to enquire into the propriety of reducing the salary of the Superintendent of the Saut Ste Marie Ship Canal, and of limiting the number of the officers to be employed thereon, definitely fixing their salaries, and that they report by bill or otherwise.

Which was adopted.

Mr. Pratt, previous notice having been given, and leave being granted, introduced

Joint resolution relative to the printing and distribution of certain reports,

Which was read twice and referred to the committee on printing.

Mr. Mussey, pursuant to notice, leave being granted, introduced

A bill to amend an act entitled an act to prevent the manufacture and sale of intoxicating liquors as a beverage, approved February 3d, 1855,

Which was read twice and referred to committee on the judiciary.

Mr. Dunbar, previous notice having been given, and leave being granted, introduced

A bill to extend the time for the collection of taxes in the city and certain townships of the county of Monroe.

Read twice, and referred to the judiciary committee.

Mr. Mussey, previous notice having been given, and leave being granted, introduced

A bill to change the name of William Moreland.

Read twice and referred to the committee on judiciary.

Mr. Mussey, pursuant to previous notice, leave being granted, introduced

A bill relative to the University interest fund.

Read twice, and referred to the committee on education.

Mr. R. Thompson, pursuant to previous notice, leave being granted, introduced

A bill to cede jurisdiction to the United States of America over land to be occupied as a site for a light-house building in this State.

Read twice, and referred to the committee on federal relations.

Mr. McDermott, previous notice having been given, and leave being granted, introduced

A bill to provide for the admission of clergymen to visit prisoners confined in any of the jails in this State.

Read twice, and referred to the committee on State affairs.

Mr. Goodwin, in accordance with previous notice, leave being granted, introduced

A bill to amend chapter 95 of the revised statutes of 1846, or section 4037 of compiled laws of 1857.

Which was read twice and referred to the judiciary committee.

Mr. A. W. Buel, pursuant to previous notice, leave being granted, introduced

A bill to amend section 4 of an act entitled "an act to define the limits, jurisdiction and powers of circuit courts," approved April 8, 1857 [compiled laws, vol. 2, sec. 3414.]

Which was read twice and referred to the judiciary committee.

Mr. A. W. Buel, in accordance with previous notice, leave being granted, introduced

A bill to amend section 1 of an act entitled "an act supplementary to an act to define the limits, jurisdiction and powers of Circuit Courts,

approved April 8, 1857, and to repeal an act supplementary to said act, approved June 27th, 1851," approved Feb. 14th, 1853, [compiled laws, vol. 2, sec. 3435.]

Read twice, and referred to the judiciary committee.

Mr. McKinley, in accordance with previous notice, leave being granted, introduced

A bill to provide for laying out and establishing a certain State road in Manitou county.

Read twice and referred to the committee on roads and bridges.

THIRD READING OF BILLS.

Senate bill No. 4, being

A bill to repeal the charter of the Cottonwood Swamp Turnpike Company, and the amendments thereto,

Pending the third reading,

Mr. Mulholland moved that the bill be laid upon the table;

Which motion was adopted.

Senate bill No. 8, being

A bill to amend section 1 of an act entitled an act to incorporate the fire department of the city of Detroit, approved February 14, 1840,

Was read a third time.

Two-thirds of all the members elect voting for the same, it was passed, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newman,
Baldwin,	Fallass,	Newton,
Bancroft,	Felt,	Perry,
Beebe,	Ferris,	Perkins,
Beers,	Fowler,	Phelps,
Beeson,	Gage,	Pratt,
Brewster,	Geis,	Reeves,
G. W. Brown,	Gilluly,	Reynolds,
Benj. Brown,	Glessner,	Richards,
S. F. Brown,	Goodwin,	Richardson,
A. W. Buel,	Grace,	Robison,
H. S. Buel,	Green,	Sessions,
Bush,	Greenfield,	Sharpe,
Carr,	Kelsey,	Smith,
Carpenter,	Kore,	Starkweather,
Childs,	Lane,	Thomas,
Clark,	Loomis,	R. Thompson,
Campau,	McMahon,	Wallace,
Connor,	McDermott,	Warner,

Dalton,	McKinley,	Watkins,	
Daniells,	Miles,	Wendell,	
Davids,	Mitchell,	Wilkerson,	
Dickey,	Monroe,	Woolnough,	
Driggs,	Mussey,	Wixon,	
Dunbar,	Mulholland,	Speaker,	75

NAYS. 0

Title agreed to.

On motion of Mr. Perry,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

The House went into committee of the whole upon the general order,

Mr. Mussey in the chair,

And after some time spent thereon, the committee rose, and through their chairman reported as follows:

The committee of the whole have had under consideration

A bill to amend certain sections of an act entitled "an act to incorporate the village of Albion," approved Feb. 9, 1855.

Also,

A bill to incorporate the city of Battle Creek.

And report the first named bill back to the House without amendment; and that upon the second named bill the committee have made some progress, and ask leave to sit again.

Report accepted and leave granted.

A bill to amend certain sections of an act entitled "an act to incorporate the village of Albion," approved Feb. 9, 1855,

Was placed on the order for third reading.

On motion of Mr. Childs,

The House adjourned.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, and a quorum present.

PRESENTATION OF PETITIONS.

By Mr. Thomas: petition of John Kilpatrick and 35 others, of Barry county, in relation to debtor and creditor.

By Mr. Kore: memorial of Peter McKinley and William Johnson, with sundry documents accompanying the same, praying for relief.

Referred to the judiciary committee.

REPORTS OF STANDING COMMITTEES.

The committee on banks and incorporations, presented the following report:

The committee on banks and incorporations, to whom was referred

A bill to regulate Fire and Marine Insurance Companies, and their Agents, not incorporated by the State of Michigan,

Beg leave to report that they have had the same under consideration, and directed their chairman to report the bill back, with the recommendation that it be amended as follows:

Sec. 1, p. 3, 22d line, strike out after the word "stocks," down to and including the word "mortgages," and insert "the market value of which in the city of New York shall be not less than three hundred thousand dollars."

Sec. 3, 9th line, after the word "they," insert "propose to transact business."

18th line, strike out word "State," and insert "county."

Sec. 7, line 6, after the word "dollars," insert "for each and every act."

And that as amended, recommend the passage of the bill, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Ch'n.*

Report accepted and committee discharged.

The amendments were concurred in.

The bill was referred to the committee of the whole, and placed on the general order and ordered printed.

The committee on roads and bridges presented the following report:

The committee on roads and bridges, to whom was referred the petition of Harvey Walker and 42 others, praying for an appropriation of non-resident taxes to aid in the construction of the State road from Greenville, in Montcalm county, to the Muskegon river, would respectfully report that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, and recommend that the prayer of the petitioners be granted, and herewith report a bill to that effect.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

The committee on State affairs submitted the following report:

Your committee to whom was referred the petition of J. H. Bird and others, citizens of Tuscola county, praying that the time for the collection of taxes in the township of Eckland, in said county, for the year 1858, be extended, &c., &c., respectfully report that they have had the same under consideration, and after due deliberation thereon, recommend that the prayer of the petitioners be granted, and herewith present a bill providing for the collection of such taxes, and extending the time therefor.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The bill was read twice, and

On motion of Mr. McMahon,

Was ordered engrossed for a third reading.

The committee on State affairs also presented the following report:

The committee on State affairs, to whom was referred

A bill to repeal section 5658 of the compiled laws, in relation to the publication of legal notices, and to restore the section repealed thereby,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend that they do not pass, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. Loomis,

The bill was indefinitely postponed.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 18, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

No. 24,

A bill to provide for the payment of members and officers of the Legislature for the year 1859;

No. 31,

A bill to amend section 818 of the compiled laws, in relation to the assessment and collection of taxes;

Also,

A bill to authorize the supervisors of the townships of Hampton and Williams, in Bay county, to complete the tax rolls for said townships, and to extend the time for collecting the same;

Also,

A bill to provide for the collection of a tax assessed upon the property of East Ypsilanti;

Also,

A bill to provide for laying out and establishing a State road from the city of Grand Rapids to the township of Cannon, in Kent county;

All of which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on ways and means.

The second named bill was read twice and referred to the committee on State affairs.

The third named bill was read twice, and,

On motion of Mr. Driggs,

The rule was suspended requiring the second and third readings on different days, and the bill placed on its immediate passage.

The bill was then read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newton,
Baldwin,	Felt,	Perry,
Beers,	Ferris,	Perkins,
Beeson,	Fowler,	Phelps,

Brewster,	Gage,	Pratt,
Brooks,	Geis,	Reeves,
G. W. Brown,	Gilluly,	Reynolds,
Benj. Brown,	Gleasner,	Richards,
S. F. Brown,	Goodwin,	Richardson,
A. W. Buel,	Grace,	Robison,
H. S. Buel,	Green,	Sharpe,
Bush,	Greenfield,	Smith,
Carr,	Kelsey,	Starkweather,
Carpenter,	Kore,	Thomas,
Childs,	Lane,	R. Thompson,
Clark,	Loomis,	Wallace,
Campau,	McMahon,	Warner,
Connor,	McDermott,	Watkins,
Dalton,	McKinley,	Wendell,
Davids,	Mitchell,	Wilkerson,
Dickey,	Monroe,	Woolnough,
Driggs,	Mulholland,	Wixson,
Dunbar,	Newman,	Speaker, 69

NAYS. 0

Title agreed to.

On motion of Mr. S. F. Brown,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The fourth named bill was read twice, and

On motion of Mr. McMahon,

The bill was ordered engrossed for a third reading.

The fifth named bill was read twice and referred to the committee on roads and bridges.

Also the following:

SENATE CHAMBER,
Lansing, January 18, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, the following House bill:

A bill to change the name of John Farrah to John F. Temple.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. In which last the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,
Secretary of the Senate.

The Ho' ie concurred in ordering the bill to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Ferris gave notice that he would on some future day ask leave to introduce

A bill to amend act No. 187 of the session laws of 1857.

Mr. Dunbar offered the following:

Resolved, That the committee on ways and means be instructed to enquire into the propriety of so amending the tax laws as to authorize the Auditor General to correct mistakes and irregularities in cases where lands have been erroneously sold for taxes.

Mr. Dickey moved to amend by striking out "ways and means,' and inserting "judiciary."

Which motion was not adopted.

The original resolution was then adopted.

Mr. Kelsey offered the following:

Resolved, That the committee on ways and means be instructed to inquire into the expediency of so amending the general tax law as to authorize the Auditor General to cancel sales of lands sold for taxes, in cases where the persons holding deeds consent thereto.

Which was adopted.

Mr. Thomas offered the following:

Resolved, That the committee on judiciary be requested to ascertain and report to this House as soon as practicable, whether any legislation is necessary to authorize the commissioners of highways of the several townships in this State, to take up highways laid out by State commissioners.

Which was adopted.

Mr. Monroe, unanimous consent being given, introduced

A bill to provide for the relief of citizens of Gratiot, Isabella and other new counties.

Which was read twice and referred to the committee on ways and means.

THIRD READING OF BILLS.

Mr. Monroe moved that the rules be suspended, and that the House proceed to consider the bills on the order for third reading.

Which motion was adopted.

House bill, No. 5, being

A bill to amend certain sections of an act entitled "an act to incorporate the village of Albion," approved Feb. 9, 1855,

Was then read a third time and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newman,	
Baldwin,	Fallass,	Newton,	
Bancroft,	Felt,	Perry,	
Beebe,	Ferris,	Perkins,	
Beers,	Fowler,	Phelps,	
Beeson,	Gage,	Pratt,	
Brewster,	Geis,	Reeves,	
Brooks,	Gilluly,	Reynolds,	
G. W. Brown,	Gleesner,	Richards,	
Benj. Brown,	Goodwin,	Richardson,	
S. F. Brown,	Grace,	Robison,	
A. W. Buel,	Green,	Sharpe,	
H. S. Buel,	Geenfield,	Smith,	
Bush,	Kelsey,	Starkweather,	
Carr,	Kore,	Thomas,	
Carpenter,	Lane,	R. Thompson,	
Childs,	Loomis,	Wallace,	
Clark,	McMahon,	Warner,	
Connor,	McDermott,	Watkins,	
Dalton,	McKinley,	Wendell,	
Davids,	Mitchell,	Wilkerson,	
Dickey,	Monroe,	Woolnough,	
Driggs,	Mussey,	Wixon,	
Dunbar,	Mulholland,	Speaker,	72

NAYS. 0

Title agreed to.

On motion of Mr. Monroe,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, being

A bill to provide for the collection of taxes in the township of Elkland, in the county of Tuscola, for the year 1858, and to extend the time for the collection thereof,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Baldwin,	Felt,	Perry,
Bancroft,	Ferris,	Perkins,
Beebe,	Fowler,	Phelps,
Beers,	Gage,	Pratt,
Beeson,	Geis,	Reeves,
Brewster,	Gilluly,	Reynolds,
Brooks,	Glessner,	Richards,
G. W. Brown,	Goodwin,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Greenfield,	Sharpe,
A. W. Buel,	Kelsey,	Smith,
Bush,	Kore,	Starkweather,
Carr,	Lane,	R. Thompson,
Carpenter,	Loomis,	Wallace,
Childs,	McMahon,	Warner,
Clark,	McDermott,	Watkins,
Dalton,	McKinley,	Wendell,
Dickey,	Mitchell,	Wilkerson,
Driggs,	Monroe,	Woolnough,
Dunbar,	Mulholland,	Wixon,
Enos,	Newman,	Speaker, 66

NAYS. 0

Title agreed to.

On motion of Mr. Carr,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, being

A bill to provide for the collection of a tax assessed upon the property of East Ypsilanti,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Felt,	Mr. Perry,
Beebe,	Ferris,	Perkins,
Beers,	Fowler,	Phelps,
Beeson,	Gage,	Pratt,
Brewster,	Geis,	Reeves,
Brooks,	Gilluly,	Reynolds,
G. W. Brown,	Glessner,	Richards,
Benj. Brown,	Goodwin,	Richardson,
S. F. Brown,	Grace,	Robison,
A. W. Buel,	Green,	Sharpe,
H. S. Buel,	Greenfield,	Smith,

Carr,	Kelsey,	Starkweather,
Carpenter,	Kore,	Thomas,
Childs,	Lane,	R. Thompson,
Clark,	Loomis,	Wallace,
Connor,	McMahon,	Warner,
Dalton,	McDermott,	Watkins,
Davids,	McKinley,	Wendell,
Dick y,	Mitchell,	Wilker on,
Driggs,	Monroe,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	Speaker,
Fallass,	Newton,	68

NAYS. 0

Title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

On motion of Mr. Woolnough,

The House went into committee of the whole on the

GENERAL ORDER.

Mr. Mussey in the chair.

After some time spent thereon, the committee rose, and through their chairman reported that they had had under consideration,

A bill to incorporate the city of Battle Creek.

In which they had made some progress, and asked leave to sit again.

The report was accepted, and leave granted.

On motion of Mr. McMahon,

The House adjourned.

Lansing, Wednesday, January 19, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Knickerbacker.

Roll called; quorum present.

Absent at the roll call—Messrs. Fallas and Sharpe.

Mr. Watkins asked and obtained leave of absence for Mr. Fallas, on account of sickness.

PETITIONS PRESENTED.

By Mr. Phelps: petition of Caleb Thompson, H. R. Davis, J. W. Stanton and 79 others, for the restoration of the death penalty;

Referred to the judiciary committee.

By Mr. Phelps: petition of J. Coatsworth and 50 others, asking an appropriation of swamp lands for drainage purposes;

Referred to committee on Public Lands

By Mr. Bush: petition of B. W. Lawrence, T. D. Fish, C. Handy and 37 others, citizens of Livingston county, praying for the repeal of an act in relation to vacancies in county offices filled by appointment of the Governor.

Referred to the committee on State affairs.

By Mr. Dunbar; petition of A. J. Kinney and 31 others for the passage of a law to provide a proper system of drainage;

Referred to the committee on State affairs.

By Mr. Baldwin: petition of Thos. Shepherd and 72 others, citizens of Allegan county, for a restoration of the death penalty;

Referred to the judiciary committee.

By Mr. Clark: petition of E. L. Clark, Henry Hart and 90 others, citizens of Lenawee county, asking that the law in relation to brokers and exchange dealers may be so amended that all their personal property may be taxed like the property of other citizens of the State;

Referred to the committee on ways and means.

By Mr. Newman: petition of Jas. Newman, Wm. Spears and 88 others, citizens of Ionia county, against restoring the death penalty;

Referred to the committee on judiciary.

By Mr. Newman: petition of Mrs. N. M. Whitney, Mrs. Amelia J. Smith, Sarah A. Hitchcock and 141 others, ladies of Portland and vicinity, Ionia county, asking for an amendment of the prohibitory liquor law so as to prevent the manufacture and sale as a beverage of all intoxicating drinks, beer included.

Referred to committee on State Affairs.

By Mr. Pratt: petition of C. H. Goodale, D. Burrill, B. Hogeboom, and 258 others, citizens of Kalamazoo county, upon the subject of convict labor.

Referred to the committee on State Prison.

REPORTS OF STANDING COMMITTEES.

The committee on engrossment and enrollment presented the following report:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following act:

An act to change the name of John Farrah to John F. Temple.

E. PERRY, *Chairman.*

Report accepted and committee discharged.

The judiciary committee submitted the following report:

Your committee on judiciary, to whom was referred

A bill to perfect the organization of the township of Portsmouth, in the county of Bay, and to establish the time for the collection of taxes therein,

Respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back to the House without recommedation, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickey,

The bill was laid upon the table.

Also, the following:

Your committee on judiciary, to whom was referred

A bill to change the name of William Moreland,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mussey,

The bill was placed on the order for third reading.

Also, the following:

The committee of the judiciary, to whom was referred

A bill to change the name of Mary Ann Sanderson and Isaac Albert Thompson,

Respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the

House without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged, and the bill placed on the order for third reading.

Also, the following:

The committee of the judiciary, to whom was referred

A bill to amend section 1 of an act entitled "an act supplementary to an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, and to repeal an act supplementary to said act, approved June 27, 1851," approved Feb. 14, 1853. [Compiled laws, vol. 2, sec. 3435.]

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, and recommend the passage of the bill, and ask to be discharged from the farther consideration of the same.

DEXTER MUSSEY, *Chairman.*

The report was accepted, the committee discharged, and the bill referred to the committee of the whole, placed on the general order, and ordered printed.

Also the following:

Your committee on the judiciary, to whom was referred

A bill to amend section 4 of an act entitled "an act to define the limits, jurisdiction and powers of Circuit Courts," approved April 8, 1851, [compiled laws, vol. 2, sec. 3414.]

Would respectfully report that they have had the same under consideration, and directed their chairman to report it back to the House without amendment, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

The report was accepted and the committee discharged.

The bill was then referred to the committee of the whole, placed on the general order and ordered printed.

Also the following:

The committee of the judiciary, to whom was referred

A bill to alter and establish the fees of justices of the peace in civil cases,

Report that they have had the same under consideration, and have

instructed their chairman to report the same back, and recommend that the same do not pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

On motion of Mr. Lane,

The bill was laid on the table.

The committee of ways and means, through their chairman, reported as follows:

The committee on ways and means, to whom was referred,

A bill to provide for the payment of members and officers of the Legislature for the year 1859,

Have had the same under consideration, and have instructed me to report the same back, and recommend its passage, and ask to be discharged from the further consideration thereof.

CHAS. DICKEY, *Chairman.*

Report accepted and committee discharged, and the bill placed upon the order for third reading.

The committee on roads and bridges submitted the following report:

The committee on roads and bridges, to whom was referred

A bill to provide a special tax for the improvement of the county line road between Lenawee and Hillsdale counties,

Respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, recommending its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

The committee on roads and bridges also presented the following report:

Your committee on roads and bridges, to whom was referred

A bill to provide for laying out and establishing a State road from the city of Grand Rapids to the township of Cannon, in Kent county

Report that they have had the same under consideration, and after due deliberation thereon, report the same back to the House, recom-

mend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, committee discharged and the bill placed on the order for third reading.

Also, the following:

The committee on roads and bridges, to whom was referred

A bill to amend an act appropriating certain highway taxes for the improvement of a road in the counties of Saginaw, Tuscola, Genesee and Lapeer, approved Feb. 10, 1855,

Have had the same under consideration, and have instructed their chairman to report the same back to the House and recommend its passage, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

The committee on the Asylum for the Deaf, Dumb and Blind, submitted the following report:

The committee on the Asylum for the Deaf, Dumb and Blind, at Flint, to whom was referred all that part of the Governor's message relating to that institution, beg leave to report that they have had the same under consideration, and report herewith

A bill making an appropriation in aid of the Asylum for the Deaf, Dumb and Blind, at Flint,

And recommend that the same do pass, and ask to be discharged from the further consideration of the same.

E. H. THOMSON, *Chairman.*

Report accepted, and committee discharged.

The bill was laid upon the table, and ordered printed.

The committee on banks and incorporations presented the following report:

The committee upon banks and incorporations, to whom was referred

A bill to authorize specially incorporated mining companies to hold certain real estate,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report it back to the House,

advising them that in the opinion of the committee it is in conflict with the provisions of the constitution of this State, art. 1, sec. 25. Art. 19, sec. 9, provides that the charters of the several mining corporations may be modified in relation to the quantity of land which a corporation shall hold. Although this section does not weaken the force of the objection made by the committee, it does show that at the time of the formation of the constitution, the subject of granting to incorporated companies the privilege of holding larger quantities of land than they were authorized by their charters then to hold, was favorably viewed by the convention. For the reason above named, they recommend that the bill do not pass, and ask to be discharged from its further consideration.

Report accepted and committee discharged.

On motion of Mr. Kore,

The report was laid upon the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 18, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

No. 15,

A bill to amend section 8 of an act entitled "an act to organize the county of Montcalm," approved March 20, 1850;

Also, No. 22,

A bill to authorize the Detroit and Milwaukee Railway Company to purchase the property, rights and franchises of the Port Huron and Milwaukee Railway Company.

Which have passed the Senate by a majority vote of all the Senators elect, and the last named ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on towns and counties.

The second named bill was read twice, and referred to the committee on banks and incorporations.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. McMahon moved that when the House adjourn, it adjourn to meet to-morrow morning at ten o'clock.

Which motion prevailed.

Mr. Pratt moved that the use of this hall be granted to the State Medical Association for one hour this afternoon.

Which motion prevailed.

Mr. Phelps gave notice that on to-morrow or some future day he would ask leave to introduce

A bill to amend sections 89, 101 and 124, of an act approved Feb. 4th, 1858, entitled "an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14th, 1853, and an act amendatory thereto, approved Feb. 12th, 1855."

Mr. Driggs gave notice that he would on some future day ask leave to introduce

A bill to amend section 1869, page 598, and section 1920, page 620, vol. 1, compiled laws, relative to taxation upon plank road companies.

Mr. Richards gave notice that he would on some future day ask leave to introduce

A bill to amend the charter of the village of Hillsdale, in Hillsdale county.

Mr. Brewster gave notice that on some future day he would ask leave to introduce

A bill fixing the number of hours' work necessary to constitute a days' labor.

Mr. Starkweather gave notice that at some future day he would ask leave to introduce

A bill conferring upon Justices of the Peace jurisdiction in cases of forcible entry and detainer, and of forcible detainer only.

Mr. Warner gave notice that on to-morrow, or some future day, he would ask leave to introduce

A bill to provide for the organization of the county of Delta in the Upper Peninsula, and certain townships therein.

Mr. Green gave notice that on to-morrow or some subsequent day he would ask leave to introduce

A bill to amend sections five and six of chapter thirty-seven of the compiled laws relative to township burying grounds.

Mr. McDermott, previous notice having been given, and leave being granted, introduced

A bill to regulate the speed of passenger trains on railways;

Which was read twice and referred to the committee on banks and incorporations.

Mr. Wendell, previous notice having been given, leave being granted, introduced

A bill to amend sections 8 and 18 of an act entitled an act to provide for the sale of the swamp lands, and the reclamation thereof, and to secure the pre-emption claims of settlers thereon;

Which was read twice, and referred to the committee on public lands.

Mr. McDermott, pursuant to previous notice, leave being granted introduced

A bill to amend the charter of the city of Detroit;

Which was read twice and referred to the committee on banks and incorporations.

Mr. Monroe, unanimous consent, being given, introduced

A joint resolution for the relief of Alfred D. Sloan;

Which was read twice, and referred to the committee on public lands.

Mr. Ferris, pursuant to previous notice, leave being granted, introduced

A bill to amend act 187 of the Session Laws of 1857, entitled an act to organize the township of Pierson, in the county of Mecosta;

Which was read twice, and referred to the committee on towns and counties.

Mr. Kelsey, according to previous notice, leave being granted, introduced

A bill to legalize the tax roll of the township of Shiawassee, in the county of Shiawassee, for the year 1857, and to authorize the collection of the same;

Which was read twice and referred to the judiciary committee.

Mr. Reeves, previous notice having been given, and leave being granted, introduced

A bill to repeal act No. 17 of the session laws of 1855, entitled an act to prevent the sale and manufacture of spirituous and intoxicating liquors as a beverage, approved Feb. 3d, 1855;

Which was read twice, and referred to the committee on State affairs.

On motion of Mr. Reynolds,

The committee of the whole was discharged from the further consideration of House bill No. 20, being

A bill to legalize the tax roll of Newburg township, in the county of Cass, for the year 1858, and to extend the time for collecting the taxes therein,

And the bill was placed on the order for third reading.

THIRD READING OF BILLS.

House bill No. 20, being

A bill to legalize the tax roll of Newburg township, in the county of Cass, for the year 1858, and to extend the time of collecting the taxes therein,

Being under consideration,

Mr. Driggs moved that the bill be recommitted to the judiciary committee with instructions.

Which motion was adopted.

The House then went into committee of the whole upon the

GENERAL ORDER.

Mr. A. W. Buel in the chair.

And after some time spent thereon, the committee rose, and through their chairman reported back to the House,

A bill to incorporate the city of Battle Creek, with amendments;

Also,

A bill to amend an act to provide for the recording of town plats, and for vacating the same in certain cases, approved April 19, 1839, being a part of title 10, chapter 28, pages 379 and 380 of the compiled laws, with amendments;

Also,

A bill to change the change the name of the Swamscot Mining Company of Michigan, with an amendment;

Also,

Joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of the township of Emmett, and county of Calhoun, with an amendment;

Also,

A bill donating 640 acres of land to Mrs. Rogers, wife of Henry D. Rogers, with amendments;

And respectfully ask the concurrence of the House in the amendments, and that the committee be discharged from the further consideration of the above named bills.

Report accepted and committee discharged.

The amendments were severally concurred in, and the bills ordered engrossed for a third reading.

On motion of Mr. G. W. Brown,

The House adjourned.

Lansing, Thursday, January 20, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Withington.

Roll called: quorum present.

Absent at the roll call:—Messrs. Bushnell, Frisbee and Kelly.

Mr. Carpenter asked and obtained leave of absence for Mr. Frisbee for one day on account of sickness.

Mr. Bancroft asked and obtained leave of absence for Mr. Bushnell on account of sickness.

The Speaker announced the appointment of the following gentlemen to constitute the committee on plans, specifications, cost, &c., of a new State capitol, pursuant to resolution of the House:

Messrs. Phelps, Driggs, Allen, E. H. Thomson and Greenfield.

PETITIONS PRESENTED.

By Mr. Daniells: petition of Henry Smith, for aid in introducing a new method of building railways.

Mr. Daniells moved that the petition be printed in the journal.

Mr. Monroe moved that it be laid upon the table.

The motion was not adopted.

Mr. Monroe moved that it be indefinitely postponed.

Which did not prevail.

Mr. Pratt moved that the petition be referred to the committee on banks and incorporations;

Which motion was adopted.

By Mr. McDermott: petition of Samuel Pitts and 450 others, property owners in the 10th ward of the city of Detroit, praying to be reannexed to the town of Hamtramck;

Referred to the committee on banks and incorporations.

By Mr. Starkweather: petition of William B. Watson, DeGarmo Jones and others, for the restoration of the death penalty.

Referred to committee on the judiciary.

By Mr. Starkweather: petition of DeGarmo Jones, R. G. Evans and 24 others, legal voters of Wayne county, for a registry law.

Referred to committee on State affairs.

By Mr. Daniels: petition of Wm. L. M. Spayd and 32 others, of Gratiot county, for an appropriation to aid in constructing a road;

Referred to committee on ways and means.

By Mr. Richards: petition of J. B. Wheaton, A. M. Hastings and 70 others, asking an amendment to the act incorporating the village of Hillsdale; also,

Petition of A. F. Wheeler, Charles T. Mitchell, John P. Cook and 80 others, for the same; also,

Petition of W. R. Montgomery, T. H. Mott and 10 others, for the same purpose;

Referred to the committee on Banks and Incorporations.

By Mr. Mitchell: petition of George W. Bissell and 45 others, for a registry law;

Referred to committee on State affairs.

By Mr. Clark: remonstrance of Chas. G. Storms and 90 others, citizens of Lenawee county, against restoring the death penalty;

Referred to the judiciary committee.

By Mr. Mussey: petition of Watson Loud and 67 others, for restoring the death penalty;

Referred to the committee on judiciary.

By Mr. Mitchell: petition of J. W. Frey and 137 others, of Three Rivers, St. Joseph county, for an amendment to the present prohibitory liquor law, so as to prevent the manufacture and sale of all kinds of intoxicating liquors to be used as a beverage;

Referred to committee on State affairs.

By Mr. McMahon: petition of M. Wheeler and 214 others—129 Democrats and 85 Republicans—praying an amendment to the consti-

tution, allowing equal civil rights to all classes of citizens, enabling them to enjoy the inestimable privilege of the elective franchise, they being compelled to share pecuniarily in the burdens of the State;

Referred to the special committee on amendments to the constitution.

By Mr. Carpenter: petition of Loren L. Treat, O. E. Bell, Horace Hovey and 138 others, citizens of Oxford, Oakland county, praying for the repeal of the present liquor law, and for the amendment of the constitution so as to permit the enactment of a stringent license law;

Referred to special committee on amendments to the constitution.

By Mr. Mitchell: petition of Thomas E. Clapp and 45 others, of St. Joseph county, for a registry law; also,

Petition of Charles Cooper and 45 others, of the same county, for the same purpose;

Referred to the committee on State affairs.

By Mr. Wixson: petition of Wm. R. Nims and 71 others, citizens of Sanilac county, for a registry law;

Referred to committee on State affairs.

By Mr. Gies: petition of A. Paldi, Charles Meyers, and 40 others, of Wayne county, for amendments to the militia laws;

Also, petition of John Patton, O. M. Hyde, and 40 others, of Wayne county, for the same purpose;

Referred to the committee on the militia.

By Mr. Green: petition of Wm. B. Town, Wm. P. Foster, and 48 others, for the passage of a law to prohibit fishing with seines and nets in Round Lake and Devil's Lake, in the county of Lenawee;

Referred to committee on State affairs.

By Mr. Perkins: petition of Ellen Draper, Eveline Dodge, and 25 others, citizens of Lenawee county, for an amendment to the constitution, giving equal rights to all citizens of the State;

Referred to the committee on amendments to the Constitution.

REPORTS OF STANDING COMMITTEES.

The committee on towns and counties, to whom was referred

A bill to organize a certain township in the county of Manistee,

Ask leave to report, that they have had the same under consideration, have instructed their chairman to report the same back without amendment, recommend the passage of the same, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged, the bill referred to the committee of the whole, placed on the general order and ordered printed.

The committee on banks and incorporations, to whom was referred

A bill to incorporate the city of East Saginaw,

Would respectfully report that owing to the great length of said charter, they have been unable to go fully and carefully through with the same; that so far as they have been able to discover, the general provisions of the bill affect principally the rights only of the people of that vicinity. The bill establishes a Recorder's court, with appellate jurisdiction, and authorizes the loaning of money upon the credit of the city. The popular doctrine of allowing a people to govern themselves in their own way, in their local concerns, is generally recognized, therefore, this being understood to be the act and wish of the people of East Saginaw, as the committee are informed, have directed their chairman to report the bill back to the House for its action thereon, and ask to be discharged from the further consideration of the subject.

P. B. LOOMIS, *Chairman.*

Report accepted, and committee discharged.

The bill was placed on the order for third reading.

The committee upon banks and incorporations, to whom was referred

A bill to amend the charter of the city of Detroit,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report it back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Mr. McDermott moved that the bill be placed on the order for third reading.

Which motion did not prevail.

The bill was then referred to committee of the whole, placed on the general order, and ordered printed.

The committee upon banks and incorporations, to whom was referred

A bill to change the name of the Second Presbyterian church of Detroit,

Would respectfully report that they have had the bill under consideration, and have instructed their chairman to report it back to the

House, with the recommendation that it do pass, and ask to be discharged, &c.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged, and the bill placed on the order for third reading:

The committee upon banks and incorporations, to whom was referred

A bill to provide for the appointment of an inspector of bridges and culverts on railroads, and to define his duties,

Report that they have had the same under consideration, and have instructed their chairman to report it back to the House, with the recommendation that it do not pass, and ask to be discharged from the further consideration of the same.

P. B. LOOMIS, *Chairman.*

On motion of Mr. McDermott,

The bill was laid on the table.

The committee on engrossment and enrollment, respectfully report as correctly engrossed, the following bills:

A bill to change the name of the Swamscot mining company;

A bill to amend an act entitled an act to provide for the recording of town plats, and for vacating the same in certain cases, approved April 19th, 1839, (chap. 379, vol. 1, compiled laws;)

A bill donating 640 acres of land to Mrs. Rogers, wife of Henry D. Rogers;

A bill to incorporate the city of Battle Creek; also,

Joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of the township of Emmett, in the county of Calhoun.

E. PERRY, *Ch'n.*

Report accepted.

The committee on education, to whom was referred

A joint resolution relative to a grant of land by Congress for the endowment of Agricultural Colleges,

Respectfully report that they have considered the same, and instructed their chairman to report the same back to the House without amendment, and recommend its passage, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on public lands submitted the following report:

Your committee to whom was referred the petition of Christopher Voorhies,

Respectfully report that they have had the same under consideration, and recommend that the prayer of the petitioner be granted, and the bill passed.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on public lands, to whom was referred sundry petitions for an amendment to an act entitled an act to provide for the sale of the swamp lands and reclamation thereof, and to secure the pre-emption claims of settlers thereon, have had the same under consideration, and recommend that the said law be so amended, and that the bill herewith submitted do pass, and ask to be discharged.

J. MONROE, *Chairman.*

The report was accepted and the committee discharged.

The bill was then referred to the committee of the whole, placed on the general order and ordered printed.

The committee on roads and bridges, to whom was referred

A bill to provide for the laying out and establishing a State road in the county of Sanilac,

Respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, recommending its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

The committee of public lands, to whom was referred petitions of sundry persons for a greater portion of the avails of the swamp lands for ditching and draining said lands, respectfully report that the committee have examined the petitions, and recommend that section 31, of the session laws of 1858, be so altered as to give to said swamp lands a greater portion of the avails of said lands for the purposes of ditching and draining the same.

J. MONROE, *Chairman.*

Report accepted, and committee discharged.

The committee on roads and bridges, to whom was referred sundry petitions for a special tax for the purpose of improving the county line road between the counties of Lenawee and Hillsdale,

Would respectfully report that they have had the same under consideration, and directed their chairman to report the same back to the House, and recommend that the prayer of the petitioners be granted and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The Speaker announced the following, which was read by the Clerk:

EXECUTIVE OFFICE,
Lansing, January 19, 1859.

To the House of Representatives:

I have approved and filed in the office of the Secretary of State an act entitled "an act to change the name of John Farrah."

M. WISNER.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. E. H. Thomson gave notice that he would on to-morrow ask leave to introduce

A bill designating the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes.

Mr. Daniells gave notice that to-morrow or some future day he would ask leave to introduce

A bill to change the name of Charles Albert Iggleseden to Charles Albert Howard.

Mr. Mussey gave notice that to-morrow or some future day he would ask leave to introduce

A bill to provide for the sale of property transported by railroad companies, steamboat or other carriers, when the consignee or other person owning the same refuses or neglects to pay legal charges, and take the property.

Mr. Benj. Brown moved to take from the table the concurrent resolution relative to printing additional matter in the Manual.

Mr. Mussey moved to strike out all in the resolution relative to judicial and congressional districts.

Which was not adopted.

The original resolution was then adopted.

Mr. Driggs gave notice that he would on to morrow, or some future day, ask leave to introduce

A bill to confirm the name of Joseph Wegman.

Mr. A. W. Buel moved that

A bill to authorize specially incorporated mining companies to hold certain real estate,

Be taken from the table, referred to committee of the whole, and ordered printed.

Which motion prevailed.

Mr. Thomas gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Hastings.

Mr. Childs gave notice that at some future day he would ask leave to introduce

A bill for the establishment of district libraries.

Mr. H. S. Buel gave notice that on some future day he would ask leave to introduce

A bill entitled a "bill to amend section 137 of miscellaneous provisions, relative to primary schools."

The Speaker announced the following communication, which was read by the Clerk:

To the Honorable House of Representatives and Senate, Greeting:

"The Ladies' Benevolent Association of the First Free Will Baptist Church of Lansing," beg leave to present jointly to your honorable bodies the pyramid cake, which was prepared for, and presented at the donation supper given last evening for the benefit of our pastor.

By order of the Committee.

Lansing, Jan. 19, 1859.

Mr. G. W. Brown offered the following:

Whereas, A certain Free Will Baptist pyramidal cake has been presented to the Senate for the use of the House and Senate,

Resolved, That a committee of two be appointed to arrange with the members of the Senate for an appropriate disposition of the same.

Which was adopted.

The Speaker appointed Messrs. G. W. Brown and E. H. Thomson.

Mr. Driggs gave notice that on some future day he would ask leave to introduce

A bill to incorporate a Board of Education for the city of East Saginaw.

Mr. McDermott offered the following:

Resolved, That the committee on printing be instructed to report to this House as soon as possible, on all matters relative to printing journals in the German language, for the benefit of this House.

Mr. Reynolds moved to lay the resolution on the table.

Mr. E. H. Thompson called for the yeas and nays, which were not ordered.

The motion to lay on the table was adopted.

THIRD READING OF BILLS.

House bill No. 6, being

A bill to incorporate the city of Battle Creek,

Being under consideration,

Mr. A. W. Buel moved that the bill be read a third time by its title.

Which motion was adopted.

The bill was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newton,
Baldwin,	Enos,	Perry,
Bancroft,	Felt,	Perkins,
Beebe,	Ferris,	Phelps,
Beers,	Fowler,	Pratt,
Beeson,	Gage,	Reeves,
Brewster,	Geis,	Reynolds,
Brooks,	Gilluly,	Richards,
G. W. Brown,	Glessner,	Richardson,
Benj. Brown,	Goodwin,	Robison,
S. F. Brown,	Grace,	Sessions,
A. W. Buel,	Green,	Sharpe,
H. S. Buel,	Kelsey,	Smith,
Bush,	Kore,	Starkweather,
Carr,	Lane,	Thomas,
Carpenter,	Loomis,	E. H. Thomson,
Childs,	McMahon,	R. Thompson,
Clark,	McDermott,	Wallace,
Campau,	McKinley,	Warner,
Connor,	Miles,	Watkins,
Dalton,	Mitchell,	Wendell,
Daniells,	Monroe,	Wilkerson,
Davids,	Mussey,	Woolnough,
Dickey,	Mulholland,	Wixon,
Driggs,	Newman,	Speaker, 76

NAYS. 0

Title agreed to.

On motion of Mr. Woolnough,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect on the 25th day of February, 1859.

House bill No. 11, being

A bill to amend an act to provide for the recording of town plats and for vacating the same in certain cases, approved April 19, 1839, being a part of title 10, chapter 28, pages 379 and 380 of the compiled laws.

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Perry,
Bancroft,	Ferris,	Perkins,
Beers,	Gage,	Pratt,
Brewster,	Geis,	Richardson,
G. W. Brown,	Gilluly,	Robison,
Benj. Brown,	Gleasner,	Sessions,
S. F. Brown,	Grace,	Sharpe,
A. W. Buel,	Green,	Smith,
Bush,	Kelsey,	E. H. Thomson,
Childs,	Kore,	Wallace,
Campau,	Lane,	Watkins,
Connor,	McMahon,	Wendell,
Dalton,	McKinley,	Wilkerson,
Davids,	Mussey,	Woolnough,
Driggs,	Mulholland,	Wixon,
Dunbar,	Newman,	Speaker,
Enos,	Newton,	50

NAYS.

Mr. H. S. Buel,	Mr. Greenfield,	Mr. Raymond,
Carpenter,	Loomis,	Reynolds,
Clark,	McDermott,	Richards,
Daniells,	Miles,	Starkweather,
Dickey,	Mitchell,	R. Thompson,
Fowler,	Monroe,	Warner,
Goodwin,	Phelps,	20

Title agreed to.

House bill No. 7, being

A bill to change the name of the Swamscott Mining Company,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Perry,
Baldwin,	Felt,	Perkins,
Bancroft,	Ferris,	Pratt,
Beebe,	Fowler,	Raymond,
Beers,	Gage,	Reeves,
Brewster,	Geis,	Reynolds,
G. W. Brown,	Gilluly,	Richards,
S. F. Brown,	Glessner,	Richardson,
A. W. Buel,	Grace,	Robison,
H. S. Buel,	Green,	Sessions,
Carr,	Kelsey,	Sharpe,
Carpenter,	Kore,	Smith,
Childs,	Lane,	Starkweather,
Clark,	McMahon,	E. H. Thomson,
Campau,	McDermott,	R. Thompson,
Connor,	Miles,	Wallace,
Dalton,	Mitchell,	Watkins,
Danielle,	Monroe,	Wendell,
Davids,	Mussey,	Wilkerson,
Dickey,	Mulholland,	Woolnough,
Driggs,	Newman,	Wixson,
Dunbar,	Newton,	Speaker, 66

NAYS. 0

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

A joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of the township of Emmett, and county of Calhoun,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newton,
Baldwin,	Felt,	Perry,
Bancroft,	Ferris,	Perkins,
Beebe,	Fowler,	Pratt,
Beers,	Gage,	Raymond,
Brewster,	Geis,	Reeves,
Brooks,	Gilluly,	Reynolds,
G. W. Brown,	Glessner,	Richards,
S. F. Brown,	Green,	Richardson,
A. W. Buel,	Kelsey,	Robison,
Bush,	Kore,	Sessions,
Carr,	Lane,	Sharpe,
Carpenter,	Loomis,	Smith,

Childs,	McMahon,	Starkweather,
Clark,	McDermott,	E. H. Thomson,
Campau,	McKinley,	R. Thompson,
Connor,	Miles,	Wallace,
Dalton,	Mitchell,	Wendell,
Daniells,	Monroe,	Wilkerson,
Davids,	Mussey,	Woolnough,
Dickey,	Mulholland,	Wixon,
Driggs,	Newman,	Speaker,
Dunbar,		67

NAYS.

Mr. Benj. Brown, Mr. H. S. Buel, 2

Title agreed to.

House bill No. 10, being

A bill donating 640 acres of land to Mrs. Rogers, wife of Henry D. Rogers,

Was read a third time, and two-thirds of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Newman,
Baldwin,	Dunbar,	Newton,
Brewster,	Felt,	Perkins,
Brooks,	Ferris,	Phelps,
G. W. Brown,	Fowler,	Pratt,
Benj. Brown,	Geis,	Raymond,
S. F. Brown,	Gilluly,	Richards,
A. W. Buel,	Goodwin,	Richardson,
H. S. Buel,	Grace,	Robison,
Bush,	Green,	Sharpe,
Carr,	Kelsey,	Smith,
Carpenter,	Kore,	E. H. Thomson,
Childs,	Lane,	Wallace,
Campau,	McMahon,	Watkins,
Connor,	McKinley,	Wendell,
Dalton,	Miles,	Wilkerson,
Daniells,	Mitchell,	Woolnough,
Davids,	Monroe,	Speaker,
Dickey,		55

NAYS.

Mr. Bancroft,	Mr. Loomis,	Mr. Reynolds,
Beebe,	McDermott,	Sessions,
Beers,	Mussy,	Starkweather,
Enos,	Mulholland,	R. Thompson,
Glessner,	Reeves,	Wixson, 15

The question being upon agreeing to the preamble,

Mr. Gilluly moved to strike out all after and including the word "and" in the 3d line, to and including the word "gestation" in the 5th line;

Which was adopted.

Mr. Pratt moved to strike out all of the preamble after the word "children," in the 3d line;

Which motion was not adopted.

The preamble and the title were then agreed to.

On motion of Mr. Childs,

The bill was ordered to take immediate effect.

Senate bill, being

A bill to amend an act entitled an act appropriating certain highway taxes for the improvement of a road in the counties of Saginaw, Tuscola, Genesee and Lapeer, approved Feb. 10, 1855.

On motion of Mr. E. H. Thomson,

The bill was re-committed to the committee on roads and bridges.

Senate bill No. 24, being

A bill to provide for the payment of members and officers of the Legislature for the year 1859,

Was read a third time.

And a majority of all the members elect voting for the same, it was passed by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Baldwin,	Enos,	Newton,
Bancroft,	Felt,	Perry,
Beebe,	Ferris,	Perkins,
Beers,	Fowler,	Pratt,
Brooks,	Gage,	Raymond,
G. W. Brown	Geis,	Reynolds,
Benj. Brown,	Gilluly,	Richards,
S. F. Brown,	Goodwin,	Richardson,
A. W. Buel,	Grace,	Robison,
H. S. Buel,	Green,	Sharpe,
Bush,	Greenfield,	Smith,
Bushnell,	Kelsey,	Starkweather,
Carpenter,	Kore,	E. H. Thomson,
Childs,	Lane,	Wallace,
Clark,	Loomis,	Warner,
Campau,	McMahon,	Watkins,
Connor,	McDermott,	Wendell,
Dalton,	McKinley,	Wilkerson,

Daniells,	Miles,	Woolnough,	
Davids,	Monroe,	Wixson,	
Dickey,	Mussey,	Speaker,	
Driggs,	Mulholland,		68

NAYS.

Mr. Carr,	Mr. Phelps,	Mr. Sessions,	
Glessner,	Reeves,	R. Thompson,	6

Title agreed to.

On motion of Mr. Woolnough,

The bill was ordered to take immediate effect.

Senate bill, being

A bill to change the name of Mary Ann Sanderson and Isaac Albert Thompson,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Perkins,
Baldwin,	Ferris,	Phelps,
Bancroft,	Fowler,	Pratt,
Beebe,	Gage,	Raymond,
Beers,	Geis,	Reeves,
Brewster,	Gilluly,	Reynolds,
Brooks,	Glessner,	Richards,
G. W. Brown,	Grace,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Carpenter,	McMahon,	E. H. Thomson,
Childs,	McDermott,	R. Thompson,
Clark,	McKinley,	Wallace,
Campau,	Miles,	Warner,
Connor,	Monroe,	Watkins,
Dalton,	Mussey,	Wendell,
Daniels,	Mulholland	Wilkerson,
Davids,	Newman,	Woolnough,
Driggs,	Newton,	Wixson,
Dunbar,	Perry,	Speaker,
Enos,		70

NAYS. 0

Title agreed to.

On motion of Mr. Childs,

The bill was ordered to take immediate effect.

House bill, being

A bill to change the name of William Moreland,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Perkins,
	Baldwin,		Gies,		Pratt,
	Bancroft,		Gilluly,		Raymond,
	Beers,		Glessner,		Reeves,
	Brewster,		Goodwin,		Reynolds,
	G. W. Brown,		Grace,		Richards,
	Benj. Brown,		Green,		Richardson,
	S. F. Brown,		Greenfield,		Robison,
	A. W. Buel,		Kelsey,		Sessions,
	Bush,		Kore,		Sharpe,
	Carr,		Lane,		Smith,
	Carpenter,		Loomis,		Starkweather,
	Childs,		McMahon,		E. H. Thomson,
	Clark,		McDermott,		R. Thompson,
	Campau,		McKinley,		Wallace,
	Connor,		Miles,		Warner,
	Dalton,		Monroe,		Watkins,
	Davids,		Mussey,		Wendell,
	Driggs,		Mulholland,		Wilkerson,
	Dunbar,		Newman,		Woolnough,
	Enos,		Newton,		Wixson,
	Felt,		Perry,		Speaker. 66

NAYS. 0

Title agreed to.

Senate bill No. 30, being

A bill to provide for laying out and establishing a State road from the city of Grand Rapids to the township of Cannon, in Kent county,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Perry,
	Baldwin,		Fowler,		Perkins,
	Bancroft,		Gage,		Pratt,
	Beers,		Gies,		Reeves,
	Brewster,		Glessner,		Richards,
	Brooks,		Grace,		Richardson,
	G. W. Brown,		Green,		Robison,
	S. F. Brown,		Greenfield,		Sessions,
	A. W. Buel,		Kelsey,		Sharpe,
	H. S. Buel,		Kore,		Smith,
	Bush,		Lane,		Starkweather,

Carpenter,	Loomis,	E. H. Thomson,
Childs,	McMahon,	R. Thompson,
Clark,	McDermott,	Wallace,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Daniels,	Monroe,	Wendell,
Davids,	Mussey,	Wilkerson,
Driggs,	Mulholland,	Woolnough,
Dunbar,	Newman,	Wixson,
Enos,	Newton,	Speaker,
Felt,		64

NAYS. 0

Mr. Kore moved to adjourn;

Which did not prevail.

Title agreed to.

On motion of Mr. Allen,

The bill was ordered to take immediate effect.

Mr. Reynolds moved to adjourn.

Which did not prevail.

Mr. Driggs moved that the committee of the whole be discharged from the further consideration of House bill, No. 13, being

A bill to amend an act entitled "an act to provide for laying out, establishing and improving a State road in Clinton, Gratiot, Shiawassee, Saginaw and Genesee counties," approved Feb. 17, 1857,

And that the bill be placed on the order for third reading.

Which was carried.

On motion of Mr. Pratt,

The House adjourned.

AFTERNOON SESSION.

2 o'clock P. M.

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

PETITIONS PRESENTED.

By Mr. Bancroft: petition of H. S. Potter and 99 others, citizens of St. Clair county, for the passage of a law requiring the registration of births and deaths in this State;

Referred to the committee on State affairs.

By Mr. Richardson: petition of A. B. Shearer and 78 others, pray-

ing for the repeal of a portion of act No. 129, of the session laws of 1857, in relation to a State road in the counties of Huron and Tuscola;

Referred to the committee on roads and bridges.

By Mr. Sessions: petition of Elijah Pratt, Joel Dunn, and 20 others, to change the name of the village of Boston to Saranac;

Referred to the committee on towns and counties.

By Mr. Ferris: petition of Bedford Birch, Myron Rider, John Lewis, Seth Sprague, and 46 others, of Montcalm county, for the amending of the act organizing said county;

Referred to the committee on towns and counties.

By Mr. Richardson: petition of Ebenezer Bartlett, John A. Hayes, and 10 others, citizens of Gilford, asking that the township of Sebewaing may be permanently attached to the county of Tuscola.

Referred to the committee on towns and counties.

By Mr. Gies: petition of F. Reuhle and 28 others of Wayne county, praying for amendments to the militia law;

Referred to committee on Militia.

By Mr. Mitchell: petition of James Metcalf, Wm. Patterson, and 24 others of St. Joseph county, asking an amendment of the prohibitory liquor law, so as to prevent the manufacture and sale as a beverage of all intoxicating drinks;

Referred to the committee on State affairs.

By Mr. S. F. Brown: memorial of the board of supervisors for the county of Kalamazoo, asking an amendment to the law respecting the election of county superintendents of the poor.

Referred to committee on State Affairs.

MESSAGES FROM THE SENATE.

The Speaker announced the following message from the Senate:

SENATE CHAMBER,
Lansing, January 20, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, the following House bill:

A bill to extend the time for the collection of taxes for the year 1858 in the city of Detroit, in the county of Wayne,

Which the Senate has amended by substituting therefor Senate bill No. 44, being

A bill to extend the time for the collection of taxes in the county of Wayne.

In the passage of which, as amended, the Senate has concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. In which amendment the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,

Secretary of the Senate.

Mr. S. F. Brown moved that the House concur in the amendment made by the Senate;

Which motion was adopted, by yeas and nays, as follows:

YEAS.

Mr	Allen,	Mr.	Enos,	Mr.	Newton,
	Baldwin,		Felt,		Perry,
	Beers,		Ferris,		Perkins,
	Brewster,		Fowler,		Raymond,
	G. W. Brown,		Gage,		Reynolds,
	S. F. Brown,		Geis,		Richardson,
	H. S. Buel,		Gilluly,		Sharpe,
	Bush,		Grace,		Smith,
	Carr,		Green,		E. H. Thompson,
	Clark,		Greenfield,		R. Thompson,
	Campau,		Loomis,		Warner,
	Connor,		McKinley,		Wilkerson,
	Dalton,		Mitchell,		Woolnough,
	Davids,		Monroe,		Wixson,
	Driggs,		Mulholland,		Speaker,
	Dunbar,		Newman,		47

NAYS.

Mr.	Beebe,	Mr.	McMahon,	Mr.	Sessions,
	Brooks,		McDermott,		Starkweather,
	Benj. Brown,		Miles,		Thomas,
	Childs,		Phelps,		Wallace,
	Goodwin,		Richards,		Watkins,
	Kore,		Robison,		Wendell, 18

On motion of Mr. Campau,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, January 20, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to legalize the tax rolls of Houghton county, and to extend the time for the collection of taxes in the township of L'Anse;

Also,

A bill extending the time for the collection of taxes in the township of Spring Lake, Ottawa county;

Also,

A bill to extend the time for the collection of taxes in the township of Pontiac, Oakland county;

Also,

A bill to extend the time for the collection of taxes for the year 1858, in the township of Blackman, in the county of Jackson;

All of which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on the judiciary.

The second named bill was read twice and referred to the committee on the judiciary.

The third named bill was read twice, and,

On motion of Mr. Carpenter,

The bill was placed on the order for third reading.

The fourth named bill was read twice, and,

On motion of Mr. Loomis,

Was placed on the order for third reading.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Gilluly, previous notice having been given, and leave being granted, introduced

A bill to amend sections 1, 2 and 8, of chapter 131, of the revised statutes of 1846, the same being sections 1386, 1387 and 1393, of the compiled laws of 1857.

Which was read twice and referred to the judiciary committee.

Mr. E. H. Thomson, previous notice having been given, and leave being granted, introduced

A bill to regulate the liability of hotel keepers.

Which was read twice and referred to the committee on the judiciary.

Mr. Green, in accordance with previous notice, leave being granted, introduced

A bill to amend sections 5 and 6, of chapter 37, of the compiled laws, relative to township burying grounds.

Which was read twice and referred to the committee on towns and counties.

The House went into committee of the whole on the

GENERAL ORDER.

Mr. McMahon in the chair.

After some time spent thereon, the committee rose, and through their chairman reported that they had had under consideration,

A bill to provide for paying the expenses of Circuit Judges and the District Judge of the Upper Peninsula,

The committee having struck out all of said bill after the enacting clause; also

A bill to extend the time for the collection of taxes in the unorganized county, attached to Marquette,

Without amendment, and ask that the House concur in the action of the committee, and that the committee be discharged.

Report accepted and committee discharged.

Mr. Thomas moved that that the House adjourn.

Which did not prevail.

The question being on concurring in the report of the committee in relation to the bill to provide for paying the expenses of the circuit judges and the district judge of the Upper Peninsula,

Pending which,

Mr. Mussey moved to lay the bill on the table for the present.

Which was adopted.

On motion of Mr. E. H. Thomson,

The rules were suspended, and

The bill to extend the time for the collection of taxes in the unorganized county of Delta, attached to Marquette,

Was placed on its immediate passage.

The bill was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Perry,
Baldwin,	Ferris,	Perkins,
Bancroft,	Fowler,	Phelps,
Beebe,	Frisbee,	Pratt,
Beers,	Gage,	Raymond,
Beeson,	Geis,	Reeves,
Brewster,	Gilluly,	Reynolds,
Brooks,	Glessner,	Richards,
G. W. Brown,	Grace,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Carr,	Loomis,	Thomas,
Carpenter,	McMahon,	E. H. Thomson,
Childs,	McDermott,	R. Thompson,
Clark,	McKinley,	Wallace,
Connor,	Miles,	Warner,
Dalton,	Mitchell,	Watkins,
Daniels,	Monroe,	Wendell,
Davids,	Mussey,	Wilkerson,
Dickey,	Mulholland,	Woolnough,
Driggs,	Newman,	Wixson,
Dunbar,	Newton,	Speaker,
Enos,		76

NAYS. 0

Title agreed to, and by a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

On motion of Mr. Daniells,

The House adjourned.

Lansing, Friday, January 21, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Roll called; quorum present.

Absent at the roll call, Messrs. Carr, Frisbee, Reeves and Wallace.

Mr. Bushnell presented the following Protest, which was read by the Clerk:

The constitution, article 4, section 10, provides, that "any member of either House may dissent from and protest against any act, proceeding, or resolution, which he may deem injurious to any person, or the public, and have the reasons of his dissent entered on the journal."

Availing himself of his constitutional right, the undersigned dissents from and protests against the proceedings of the House upon a joint resolution congratulating the Legislature of New Hampshire upon the passage of certain resolutions by said Legislature, upon the subject of negro slavery, and transmitted to this body by the Senate on the 18th inst., and immediately concurred in by this House, as the undersigned fully believes, in violation of its own rules of proceeding, and of the constitution of this State.

Section 19, of article 4, provides, "that every bill and joint resolution shall be read three times in each House before the final passage thereof." House rule 23 provides, that "every bill and joint resolution shall receive three several readings previous to its passage, and the second and third readings of each bill and joint resolution shall be on different days," &c., thus carrying into effect the constitutional provision. If any doubt could have existed as to the character of the resolution, the very language of the resolving clause—"*Resolved by the Senate and House of Representatives of the State of Michigan*"—declared it to be a joint resolution in the plainest and most unequivocal terms. True the House can suspend, for a temporary purpose, any or all of its rules, but this was not done or attempted. Motions to refer were voted down; a motion to amend ruled out of order; a point of order, as to the character of the resolution, voted down—in other words, a joint resolution, declared by its own terms to be a joint resolution, was declared, by a vote of the House, not to be such. A majority of the House determined by its vote, that the only question that could be entertained was that of concurrence, and that question then and there. The undersigned had never read the resolution, and could not hear it distinctly when read by the Clerk. He therefore refused to vote on the question, because he could not vote intelligently, and did not suppose the House had the power to compel him to vote at all.

Regarding the proceedings of the majority, therefore, as irregular, unconstitutional, and wanting in dignity, in a matter so grave as an interchange of opinions with a sister State upon an important ques ion of

national policy, the undersigne dissents from and enters his solemn protest against the same.

D. P. BUSHNELL.

PETITIONS PRESENTED.

By Mr. Goodwin: memorial of A. M. Ganiard, C. A. Olmsted and 22 others, citizens of Jackson county, in relation to mechanical labor in the State Prison,

Which was read by the Clerk and referred to the committee on State Prison.

By Mr. Mulholland: petition of Jacob Barton and 22 others, asking that the time for collecting taxes in the town of Lasalle, Monroe county, be extended to the first Monday of March, 1859.

Referred to the Judiciary Committee.

By Mr. Beeson: petition of George W. Platt and 38 others, praying the enforcement of the constitutional provision as to mechanical trades in the State Prison.

Referred to committee on State Prison.

By Mr. Richardson: petition of Alson Greenfield, Henry King and 24 others, citizens of Columbia, asking that Sebewaing may be permanently attached to the county of Tuscola.

Referred to the committee on towns and counties.

By Mr. Mitchell: petitition of Jacob Lintz, Thos. Moss and 80 others, citizens of Mottville, St. Joseph county, praying for an appropriation to build a bridge across the St. Joseph River on the Detroit and Chicago road, in said township.

Referred to committee on roads and bridges.

By Mr. Kelsey: petition of B. W Dennis, Frank Karrar, C. H. Simon and 15 others, asking for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. Enos: petition of H. F. Strong and 122 others, citizens of Buchanan, Berrien county, for amendments to the liquor law so as to prevent the manufacture and sale of all intoxicating drinks.

Referred to the committee on State affairs.

By Mr. A. W. Buel: memorial of Shubael Conant and others, bond and stock holders of the Detroit and Milwaukee Railroad Company for delay of action by the Legislature on Senate bills Nos. 10 and 22.

Referred to the committee on banks and incorporations.

By Mr. McMahon: copy of pr[illegible]dings of a meeting of stock and

bond holders of the Detroit and Milwaukee Railroad Company held in Detroit January 18, 1859.

Referred to the committee on banks and incorporations.

By Mr. McMahon: petition of John K. Yokum and others, for the passage of a registry law.

Referred to the committee on State affairs.

By Mr. Woolnough: petition of John C. Wildee, Asahel Beach, Walter Mott and 245 others, for the enactment of stringent usury laws.

Referred to the committee on State affairs.

By Mr. Starkweather: petition of John Briggs, J. S. Tibbitts, Edwin Fuller, John Shaw and 98 others, legal voters of Wayne county, for a registry law;

Referred to committee on State affairs.

By Mr. Pratt: petition of C. Wood Davis and 11 others, citizens of Wayne county, praying for the passage of a registry law;

Referred to committee on State affairs.

By Mr. Starkweather: petition of R. McFarlan, Albert Westfall, W. D. Whalen and 22 others, legal voters of Wayne county, for a registry law;

Referred to committee on State affairs.

By Mr. Richards: petition of A. Noleman, Junius M. Spears and 145 others, asking for an amendment to the constitution as to the qualifications of electors; also,

Petition of Joseph E. Beebe, Elisha Roe and 50 others, citizens of the city of Jackson, for the same purpose; also,

Petition of D. B. Kempton and 50 others, for the same purpose; also,

Petition of Robert R. Beecher, Henry McMath, Andrew Howell and 150 others, citizens of Lenawee county, for the same purpose,

Which were referred to the special committee on amendments to the constitution.

By Mr. Woolnough: memorial of the board of supervisors of Calhoun county, praying that an act be passed providing for the assessment and collection of taxes in the township of Marshall for the year 1856.

Referred to committee on State affairs.

On motion of Mr. Woolnough,

The memorial was ordered printed in the Journal.

The following is the memorial.

To the Honorable the Senate and House of Representatives of the State of Michigan:

Your memorialists, the Board of Supervisors of the county of Calhoun, would respectfully represent, that about the 18th day of December, 1856, Andrew L. Hays and others, citizens of Marshall in said county, filed a bill in the Circuit Court, for the county of Calhoun, in Chancery, setting forth, among other things, that a certain claim of one Charles S. May, for services as Prosecuting Attorney to the amount of two hundred dollars and over, was illegally allowed by the Board of Supervisors at their annual session in 1856; that the amount so allowed, was assessed upon the property of the county for the year 1856; that a portion of it was incorporated in the tax spread upon the assessment roll, for the township of Marshall, alledging also that the said Charles S. May was not in fact the Prosecuting Attorney of said county, but that one D. Darwin Hughes was, and that former Boards of Supervisors had paid him for the year the alledged services were claimed to have been rendered.

Upon filing said bill, an injunction was issued, restraining Michael Harrigan, Treasurer of the town of Marshall, from collecting the taxes spread upon said assessment roll for the township of Marshall, until the further order of the court.

The Legislature passed a law extending the time for collection of taxes in the township of Marshall. See act No. 3, S. L. 1857. Such proceedings were had in the Circuit Court for the county of Calhoun, that on the 12th day of December 1857, an order was entered dissolving said injunction, but we are informed, that Harrigan, who, as we believe, illegally keeps possession of said roll, refuses to deliver it up, alledging that the Legislature, in the act above referred to, designed that he, (Harrigan,) should collect said roll, although he is not Treasurer of said township, nor has he been since the month of April, A. D. 1857.

We would further represent, than one Preston Mitchell, acting Supervisor of the township of Marshall, took such steps as resulted in the issue to him of a writ of replevin out of the Circuit Court for said county, directed to the Sheriff of said county, requiring him the replevy said roll out of the possession of said Michael Harrigan, and deliver it it to him, so that he might, according to the tenor and effect of the act above referred to, renew the warrant and have said roll collected, but

we are informed, that said Harrigan pretends that the roll aforesaid has been taken out of his possession and residence, and that he cannot deliver the same to the Sheriff, thus preventing due execution of law and contrary to justice and public policy.

Your memorialists are informed that a large amount of the State and county taxes levied upon said township of Marshall, to wit: about the sum of three thousand dollars, remains uncollected on said roll, to the serious embarrassment of the finances of the county, and that the usual legal means have been had to procure possession of said roll, but that said Harrigan retains the same in his possession contrary to law and good faith, and prevents collection of the same.

Your memorialists, therefore, in consideration of the above premises, would respectfully ask of the Legislature of the State of Michigan, about to assemble at Lansing, in January, 1859, to pass an act authorizing and directing the present Supervisor of the township of Marshall or his successor in office, to copy the original assessment roll of said township, as the same was equalized by the Board of Supervisors for that year, (1856,) and specified therein, according to the equalized valuation of the property of said township, the State and county taxes apportioned to said township for that year, together with such portions of the town taxes as have not since that time been collected, and proceed in every respect in relation thereto according to the statutes in such cases made and provided, as though said roll now held by Harrigan had never been made; that he attach his warrant thereto for the collection of said taxes within three months from the date thereof, and deliver the same to the present Treasurer or his successor in office, and that the township Treasurer, into whose hands said roll may come for collection, be authorized and empowered, when any person shall produce satisfactory evidence, by producing the receipt of said Harrigan, for the payment of said taxes, before the issuing of said injunction, that his taxes assessed for that year have been paid, to take up the old and give a new receipt therefor, and that the amount thus taken up and cancelled be accounted to him as so much cash on settlement with the County Treasurer, and with such other and further provisions as may be necessary to the efficient collection and return of said tax roll, according to existing laws.

And your memorialists would further respectfully ask your honorable body to enact a law absolutely prohibiting the issuing of an injunction

to restrain or prevent the collection of any tax roll, upon which any State, county or city tax shall be spread, and providing that all money collected thereby shall be and remain in the care and custody of the proper officers until disposed of by due process of law.

And your memorialists will ever pray, &c.

Done in meeting of the Board, at Marshall, this 10th day of November, A. D, 1858.

SAMUEL J. HENDERSON,
S. S. FRENCH,
Special Committee.

(Signed,)

Chas. D. Holmes, Chairman of Board,.....Albion.
N. F. Randolph, Supervisor of.....Athens.
Simeon S. French, " " Battle Creek.
Harry Harmon, " " Bedford.
William Cook, " " Clarendon.
Joseph Bently, " " Convis.
Wm. J. Hamilton, " " Emmett.
David Jager, " " Fredonia.
Z. Umstead, " " Tekonsha.
D. Dunakin, " " Eckford.
W. Eslow, " " Homer.
Daniel Tabor, " " Lee.
David Miller, " " LeRoy.
Isaac Hewitt, " " Marengo.
Preston Mitchell, " " Marshall.
T. D. Fletcher, " " Newton.
Joseph P. Beach, " " Penfield.
Samuel J. Henderson, " " Sheridan.

(Endorsed,) Filed, signed and adopted by the Board, November 10th, 1858.

S. S. LACEY, *Clerk.*

REPORTS OF STANDING COMMITTEES.

The commitee on towns and counties, to whom was referred

A bill entitled an act to amend sections 5 and 6, of chapter 37, of the compiled laws, relative to township burying grounds,

Ask leave to report, that they have had the same under consideration, have instructed their chairman to report the same back without amend-

ment, recommend the passage of the same, and ask to be discharged from the further consideration thereof.

J. C. KORE, *Chairman.*

The report was accepted and the committee discharged.

The bill was then referred to the committee of the whole, placed on the general order and ordered printed.

The committee on towns and counties, to whom was referred

Senate bill No. 15, entitled

A bill to amend section 8 of an act entitled an act to organize the county of Montcalm,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report the bill back to the House with amendments, ask the concurrence of the House in the same, recommend that it do pass as amended, and ask to be discharged from the further consideration thereof.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

The amendments reported by the committee were concurred in, and the bill reported to the committee on enrollment and engrossment.

The committee on towns and counties, to whom was referred

A bill to amend act 187 of session laws of 1857, entitled "an act to organize the township of Pierson, in the county of Mecosta,

Ask leave to report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, witthout amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The committee on State affairs, to whom was referred

Senate bill, No. 20, being

A bill to extend the time for the collection of taxes for the year 1858, in the township of Eureka, in the county of Montcalm,

Respectfully report that they have had the same under consideration, and after due deliberation thereon, recommend that the same do not pass, and ask to be dischaaged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted, committee discharged, and the bill laid on the table.

The committee on State affairs, to whom was referred

A bill to amend sections 2, 3, 6, 7, 8, 9 and 12, of an act entitled an act to provide for the draining of swamps, marshes, and other low lands, approved Feb. 17th, 1857, and to amend said act by adding thereto sections 20, 21, 22, 23, 24, 25 and 26,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have amended the same by striking out of section 6 the words "fifteen hundred," and inserting in lieu thereof "one thousand;" also, the like amendment in section 9; by inserting after the word "thereof," in section 24, 7th line, "such commissioners, first being duly sworn faithfully to discharge the duties imposed upon them, shall have the same powers, perform the same duties, and in all matters relating to such powers and duties, shall be governed by the provisions of this bill providing and regulating the powers and duties of juries, and shall receive each one dollar and fifty cents per day for their services while actully employed in discharge of such duties;" and recommend the passage of said bill so amended, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The amendments were concurred in.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The standing committee on the asylum for the insane, to whom was referred that portion of the Governor's message relating to said asylum, together with the report of the trustees of the asylum,

Beg leave to report that they have had the same under considertion, and after due deliberation beg leave respectfully to report the accompnying bill.

FOSTER PRATT, *Chairman.*

Report accepted.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

The committee on federal relations, to whom was referred

A bill to cede jurisdiction to the United States of America, over a

certain piece of land in the village of New Baltimore, as a site for a light house building,

Respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideratin of the same.

JOHN GILLULY, *Chairman.*

Report accepted, and committee discharged, the bill referred to the committee of the whole, placed on the general order and ordered printed.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following, which was read by the Clerk:

STATE TREASURER'S OFFICE,
Lansing, January 20, 1859.

HON. H. A. SHAW, *Speaker of the House of Representatives:*

SIR:—In compliance with a resolution of the House of the 18th inst., I furnish you herewith the names of all persons in this State engaged in the business of banking, as brokers or exchange dealers, and the amount of capital thus employed, as appears of record in this office:

H. A. Goodyear,	$ 500
L. G. Berry & Co.,	2,000
Lawyer & Youngs,	1,000
Woodbury, Potter & Co.,	1,000
William H. Skinner,	500
John V. Lyon,	1,000
W. H. Waldby,	200

Very respectfully,

JOHN McKINNEY,
State Treasurer.

On motion of Mr. S. F. Brown,

The communication was referred to the committee on ways and means.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 17, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following concurrent resolution:

Resolved, (the House concurring,) That of each bill and joint resolution ordered printed, 400 copies be furnished for the use of members of the Legislature,

This day adopted by the Senate; in which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

Mr. Monroe moved to amend by striking out "four hundred," and inserting "two hundred."

Mr. S. F. Brown moved to insert "300."

Mr. Pratt called for a division of the question.

The question being on striking out "four hundred," it did not prevail.

The resolution was then concurred in.

Also, the following:

SENATE CHAMBER,
Lansing, January 21, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill appropriating money from the Treasury to relieve the immediate wants and necessities of the suffering citizens of Gratiot, Isabella, and other newly settled counties of this State;

Which has passed the Senate by a two-thirds vote of all the Senators elect, and ordered to take immediate effect by a like vote. In which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The bill was read twice, when

Mr. Sessions moved that the rules be suspended and bill placed on its final passage.

Which did not prevail.

Mr. Monroe moved to reconsider the last vote.

After discussion the motion to reconsider was withdrawn.

The bill was referred to the committee on ways and means.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Smith moved that the petition presented by Representative McMahon, with the names of 129 democrats and 85 republicans, of Washtenaw, praying amendments to constitution granting the inestimable privilege of the elective franchise to all classes of citizens, be printed on the Journal of to-day with the accompanying names.

Which motion was adopted, and,

On motion of Mr. Smith,

The following was ordered printed upon the journal of the House:

To the Hon. the Senate and House of Representatives of the State of Michigan:

Your petitioners, inhabitants of the County of Washtenaw, and State of Michigan, would respectfully represent unto your honorable body, that, under the present constitution of the State of Michigan, a large number of the citizens of said State are excluded from the inestimable privilege of the elective franchise; that as a large portion of those individuals so deprived are tax-paying citizens, and are compelled to share pecuniarily the burdens of said State, while they are excluded from some of its sacred privileges—

Your petitioners would therefore, respectfully say, that they deem the prohibition virtually wrong, unjust and oppressive, and therefore petition your honorable boby to propose such amendments to the constitutian as will remove the disabilities complained of and afford equal civil rights to all classes of citizens.

Republicans designated by a *

*M. Wheeler,	*Charles Warner,
*T. Y. Stone,	*W. J. Smith,
*F. Woodruff,	*A. H. Markham,
Z. Waldron,	*F. L. Stebbins,
M. Vander Cook,	*S. Abel,
*R. Hall,	*L. W. Wallace,
*J. A. S. Foster,	*J. Watkins,
*P. Donovan,	*W. H. Phillips,
Elisha Smith,	*W. T. Spaulding,

Wm. Kaernan,
Lemuel Foster,
Peter Byennes,
*L. Dodge,
O. Collier,
A. Corey,
Chas. M. Bagg,
*L. Davis,
*Orin White,
John Bronn,
Homer Mennis,
O. Webster,
L. W. Bodwell,
*Jame Burnett,
D. W. Blige,
*Jacob Zeebe,
Thomas Girerd,
Albert D. White,
Joseph Tischerz,
*Joseph Bowden,
G. W. Smith,
Andrew J. Smith,
John C. Mundy,
Bryant T. Rockwell,
George E. Bull,
*Paul Minns,
*Alanson Moorer,
F. Schuyler,
*F. Parker,
*Lorrin Mills,
*J. T. Fuller,
*A. M. Doty,
*Soloman Doty,
*D. T. M. Collum,
Mathew Ragan,
Michael Comiskey,
Wm. W. Brown,
John O'Brien,
*I. T. Stocking,
H. H. Howe,
*F. Swift,
Tanered Daverio,
*A. Burnett,
*J. M. Scott,
I. M. Gott.
S. D. Goodall,
D. Sherry,
Jas. C. Freeman,
*John D. Babcock,
*Chas. J. F. Vail,
*C. A. Chapin,
*Norman Chapin,
*Sabin Felch,
Zenos Soph,
*T. A. Haviland,
*L. F. Rhodes,
*W. M. Sinclair,
*James Peach,
*Tobias Lanbengager,
*John Wurster,
*E. Lawrence,
M. H. Cowles,
B. Harkins,
*Douglass Saxton,
William Rome,
Luke Cayle,
Austin Reily,
Morton O'Brine,
S. D. Burnett,
Calvin K. Morse,
Dan'l Cayle,
Patrick Reiley,
Patrick Clinton,
Mathew Hopper,
W. Hogay,
John Towes,

Anthony Walker,
William Kearns,
Christopher KeAnns,
Wm. Leach,
Chas. Hyland,
Dan'l Coyle,
Joseph Dale,
Patrick McNelley,
Andrew Bryant,
Jeremiah Pratt,
Chas. Bennett,
J. G. Rand,
Patrick W. Quinn,
Michael Kean,
Patrick Kelly,
John Thornton,
Wm. Murray,
James Houston,
John Clare,
Philip White,
Michael Reidy,
Barny Smith,
Wm. Macintyre,
*J. F. Fralick,
H. Bower,
*David Rees,
Hugh McCavet,
John P. Rollo,
*G. Fridrick Gretzinger,
*Samuel Hiscock,
*Joseph Mason,
J. Keener,
C. H. Weeks,
*Ephraim Day,
*Nelson Healy,
John Quick,
T. Matthews,
*Winfried Hermann,

Henry Mathews,
Wm. Walker,
Patrick Monahan,
Wm. Walker, jr.,
A. G. Truman,
*Geo. West,
Wm. Murray,
Hugh Gordon,
*James Anderson,
James Howe,
James Hammell,
James Kennedy,
John Ennis,
James Shean,
P. Kelly, Jr.,
Thomas Murray,
Andrew Murray,
Dennis Turney,
John O'Hara,
Andrew Murray,
James Earle,
John Hangland,
J. N. . adigan,
J. Austin Reiley,
*Rufus Carpenter,
Geo. W. Voorhees,
*P. D. Woodruff,
Wm. B. Greenman,
F. S. Lucas,
*Amos Mead,
L. Greener,
Rogers Matthew,
Samuel Watery,
J. H. Morris,
John W. Bevan,
John Kittridge,
*E. J. Johnson,
T. B. Freeman,

Rufus Knight,	Orrin Brown,
John Innis,	*Alanson Doty,
John Foster,	Geo. Green,
*A. R. Spence,	Benj. Green,
*Wm. E. Pelhamus,	Jacob Schily,
Wm. Cope'and,	Alonzo Healy,
Friedawirp Dismaidson,	J. Marony,
John Randalph,	John Larwood,
*John W. Thompson,	Arthur Borry,
Steel Proctor,	Mack McColum,
*Dudley Fox,	*Frederick Ellsworth,
G. G. Freeman,	F. Russel,
C. Boyear,	A. T. Boyer,
*L. Brown,	Martin O'Brien,
L. Fowler,	Idmet Banker,
Jacob Aray,	Henry O. Wiley,
*E. A. Spence,	

On motion of Mr. Lane, it was

Resolved, That the committee on education be instructed to take into consideration the propriety of making provisions for free schools, by creating a sinking fund, the interest of which shall be appropriated to the support of said schools, and report to this House the result of their deliberation.

Mr. Allen gave notice that he would on some future day ask leave to introduce

A joint resolution relative to the improvement of navigation over the sand flats of the Muskegon river.

Mr. Dickey offered the following:

Resolved, That the committee of the whole be discharged from the consideration of a bill making appropriations for the Asylum of the Deaf and Dumb and the Blind, and that the consideration of the same, with such other appropriation bills as may be subject to the consideration of the House, be made a special order for Thursday the 27th inst., at 10 o'clock A. M.

Mr. E. H. Thomson moved to strike out all that part of the resolution relative to other appropriation bills.

Which motion prevai'ed.

Mr. McMahon moved to lay the resolution on the tab'e.

Which motion was adopted.

Mr. Campau gave notice that he would on some future day ask leave to introduce

A bill to amend chapter 119 of the compiled laws, entitled an act to provide for an additional Circuit Court Commissioner for the county of Wayne, approved Feb. 14, 1853.

On motion of Mr. Monroe, it was

Resolved, That House bill No. 28, being a bill to amend an act entitled an act disposing of certain grants of lands made to the State of Michigan for railroad purposes by act of Congress, approved June 3, 1856, approved Feb. 14, 1857, be made the special order, in committee of the whole, for Wednesday next, at 11 o'clock, A. M.

Mr. Reynolds gave notice that on some future day he would ask leave to introduce

A bill to amend sections 18 and 19 of an act approved Feb. 4th, 1858, entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14th, 1853, and an act amendatory thereto, approved Feb. 12th, 1855, relating to the time of completing tax roll, and reviewing the same.

Mr. McMahon moved that the petition of O. Hawkins, G. D. Hill, and 138 others, praying that the inestimable privilege of the elective franchise be granted to all classes of citizens, be entered upon the journal.

Which was carried.

And the following was ordered printed upon the journal of the House:

To the Honorable the Senate and
House of Representatives of the State of Michigan:

Your petitioners, inhabitants of the county of Washtenaw, and State of Michigan, would respectfully represent unto your honorable body, that, under the present Constitution of the State of Michigan, a large number of the citizens of said State are excluded from the inestimable privilege of the Elective Franchise, that as a large portion of those individuals so deprived are tax-paying citizens, and are compelled to share pecuniarily the burdens of said State, while they are excluded from some its sacred privileges—

Your petitioners would, therefore, respectfully say that they deem

the prohibition virtually wrong, unjust and oppressive, and therefore petition your honorable body to propose such amendments to the Constitution as will remove the disabilities complained of and afford equal civil rights to all classes of citizens.

Dated Ann Arbor, 15th day of December, A. D. 1858.

Robert J. Barry,	O. Hawkins,
E. H, Spalding,	S. Sinclair,
John P. Dale,	R. G. DePuy,
Philip Bach,	John W. Maynard,
E. W. Palmer,	Smith Botsford,
J. M, Cole,	D. S. Twitchell,
John J. Thompson,	R. Z. Speechly,
John F. Miller,	L. R. Beecher,
R. P. Leonard,	Jno. M. Wheeler,
John C. Mead,	B. F. Granger,
Jacob Weil,	C, B. Porter,
Jonathan Sprague,	Wm. Leach,
D. C. Muss y,	George Marshall,
Wm. Brown,	Jerome Norris,
A. P. Smith,	Samuel P. Mead,
E. Twiss,	James Jongs,
E. Quadrat,	Hiram Baloon,
James R. Williams,	R. L. Speechly,
Geo. D. Hill,	Jasper S. Miles,
S. D. Jacobs,	R. Beahan,
N. C. Goodale,	Bearnard Murray,
John M. Randolph,	Stephen Webster,
C. Mark,	Anson Wheeler,
Soloman Mann,	C. M. Van Geison,
Moses Royes,	P. Wright,
David Godfrey,	C. Spoor,
Joseph Best,	M. Clark,
C. D. Godgrey,	J. C. Watts,
H. Letloterbeck,	J. D. Irish,
Jacob Kempp,	J. W. Knight,
Henry C. Jed,	C. B. Rice,
Geo. P. Davis,	D. L. Wood,
Sheldon Ide,	H. G. Parker,

H. W. Hyatt,
D. Mader,
Emanual Mann,
Christian Eberbach,
F. Long,
L. Pylock,
Johann G. Schairer,
Chas. Beutler,
A. Limpert,
A. Hammon,
Michael Rowen,
Joseph Doty,
C. B. Thompson,
Wm. McCreery,
Geo. E. Cole,
Chas. A. Spaulding,
A. Lathrop,
Geo. S. Clay,
W. H. Palmer,
W. A. S. Williams,
W. H. Stevens,
David O. Burd,
Addison Burd,
Israel Williams,
Wm. Vanderheyden,
John Field,
Jacob Volland,
B. F. Blair,
J. Neill,
H. C. Ansel,
Orrislozier Katz,
M. Devany,
S. G. Bradley,
Joseph Donnelly,
Patrick Donnelly,
Jacob Hallery,
Wm. G. Foster,
E. A. Pierson,
N. M. Schoff,
W. R. Everett,
J. D. North,
G. T. Mann,
August Hutzel,
Wm. A. Hatch,
C. H. Millen,
W. Canwell,
M. Guiterman,
Wm. Wagner,
J. Hangsterfer,
Fred. A. Theatty,
George B. Stone,
J. A. Freeman,
C. Dorsey,
Lewis Friety,
Jim D. Snoddy,
Frederick Weissen,
E. O, Hardy,
Julius Schmidtz,
J. McCormick,
Charlie Mills,
John Beck,
Mathew McCourt,
P. B. Wines,
J. D. Baldwin,
George McCollum,
Thomas Boyd,
Joseph Kirk,
G. Faath,
S. Klem,
Chas. Bessiner,
James Cluder,
E. G. Wildt.

Mr. E. H. Thomson offered the following:

Resolved, That when this House adjourn, it adjourn to meet to-morrow morning at 10 o'clock.

Mr. Pratt moved to lay the resolution on the table.

Mr. E. H. Thomson withdrew the resolution.

Mr. Bushnell offered the offered the following:

Resolved, That the committee on the judiciary be instructed to inquire into the propriety of bringing in a bill to legalize intermarriages between the negro and white races in this State, and to report by bill or otherwise.

Mr. Mussey moved that the resolution be laid on the table;

And the motion carried.

Mr. Carr offered the following:

Resolved, That the select committee appointed to dispose of the Free Will Baptist pyramid cake be required to report progress;

Which was withdrawn.

Mr. Perry moved that the House adjourn;

Which did not prevail.

Mr. Daniells, previous notice having been given, and leave being granted, introduced

A bill to change the name of Charles Albert Igglesden, to Charles Albert Howard.

Read twice, and referred to the judiciary committee.

Mr. Driggs, previous notice having been given, and leave being granted, introduced

A bill to confirm the name of Joseph Wegmon;

Read twice, and referred to the judiciary committee.

Mr. E. H. Thompson, pursuant to previous notice, leave being granted, introduced

A bill to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes.

Which was read twice and referred to the committee on banks and incorporations.

Mr. Miles, pursuant to previous notice, leave being granted, introduced

Joint resolution proposing an amendment to sec. 2, art. 18 of the constitution of this State, relative to the action of commissioners of the highways.

Read twice and referred to the committee on amendments and revision to the constitution.

Mr. Campau, according to previous notice, leave being granted, introduced

A bill to amend section 1 of chapter 122 of the revised statutes of 1846, for proceedings for the collection of demands against ships, boats and vessels.

Which was read twice and referred to the judiciary committee.

Mr. Monroe, by unanimous consent, leave being granted, introduced

A bill to extend the time for the collection of taxes in the township of Albion, in the county of Calhoun.

Which was read twice and referred to the committee on the judiciary.

Mr. Mussey, pursuant to notice, leave being granted, introduced

A bill to provide for the sale of property transported by railroad companies, steamboats or other carries, when the consignee or other person owning the same refuses or neglects to pay legal charges and take the property.

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Woolnough, by unanimous consent, leave being granted, introduced

A bill to provide for the re-assessment and collection of taxes in the township of Marshall, in the county of Calhoun, for the year 1850.

Which was read twice, and referred to the committee on State affairs.

THIRD READING OF BILLS.

Senate bill, being

A bill to extend the time for the collection of taxes for the year 1858, in the township of Blackman, in the county of Jackson,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Phelps,
Baldwn,	Enos,	Pratt,
Bancroft,	Fallass,	Raymond,
Beers,	Felt,	Reeves,
Beeson,	Ferris,	Reynolds,
Brewster,	Fowler,	Richards,
Brooks,	Gage,	Richardson,
S. F. Brown,	Geis,	Robison,

A. W. Buel,	Glessner,	Sessions,
H. S. Buel,	Grace,	Sharpe,
Bush,	Green,	Smith,
Bushnell,	Greenfield,	Starkweather,
Carr,	Kelsey,	Thomas,
Carpenter,	Lane,	E. H. Thomson,
Childs,	Loomis,	R. Thompson,
Clark,	McMahon,	Warner,
Campau,	Miles,	Watkins,
Connor,	Mitchell,	Wendell,
Dalton,	Monroe,	Wilkerson,
Daniells,	Mulholland,	Woolnough,
Davids,	Newman,	Wixon,
Dickey,	Newton,	Speaker,
Driggs,		67

NAYS.

Mr. Benj. Brown,	Mr. McDermott,	Mr. Perkins,
Gilluly,	McKinley,	5

Title agreed to.

On motion of Mr. Loomis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, being

A bill to extend the time for the collection of taxes in the township of Pontiac, Oakland county,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newman,
Bancroft,	Felt,	Newton,
Beebe,	Fowler,	Perkins,
Beers,	Gage,	Phelps,
Brewster,	Geis,	Pratt,
Brooks,	Glessner,	Reeves,
A. W. Buel,	Grace,	Reynolds,
H. S. Buel,	Green,	Richards,
Bush,	Greenfield,	Richardson,
Bushnell,	Kelsey,	Robison,
Carr,	Kore,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	Loomis,	Thomas,
Clark,	McMahon,	E. H. Thomson,
Campau,	McDermott,	R. Thompson,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Wendell,

Davids,	Mitchell,	Wilkerson,	
Dickey,	Monroe,	Woolnough,	
Driggs,	Mulholland,	Wixon,	
Dunbar,			61

NAYS.

Mr. Baldwin,	Mr. Gilluly,	Mr. Sessions,	
Benj. Brown,	Goodwin,	Sharpe,	
S. F. Brown,	Mussey,	Watkins,	
Fallass,	Raymond,		11

Title agreed to.

On motion of Mr. Carpenter,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

On motion of Mr. Benj. Brown,

The House adjourned.

—

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Leave of absence was granted to Messrs. Dickey, Wallace, G. W. Brown, Daniells, Loomis and Clark.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 13, being

A bill to amend an act to provide for laying out, establishing and improving a State road in Clinton, Gratiot, Shiawassee and Genesee counties,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newton,
Baldwin,	Fallass,	Perry,
Bancroft,	Felt,	Pratt,
Beebe,	Ferris,	Raymond,
Beers,	Gage,	Richards,
Brewster,	Geis,	Richardson,
Brooks,	Gilluly,	Robison,
Benj. Brown,	Goodwin,	Sessions,
S. F. Brown,	Grace,	Sharpe,

A. W. Buel,	Green,	Smith,
H. S. Buel,	Kelley,	Starkweather,
Bush,	Kore,	Thomas,
Bushnell,	Lane,	E. H. Thomson,
Carr,	McMahon,	R. Thompson,
Carpenter,	McDermott,	Warner,
Childs,	McKinley,	Wendell,
Campau,	Miles,	Wilkerson,
Connor,	Monroe,	Woolnough,
Dalton,	Mulholland,	Wixson,
Davids,	Newman,	Speaker,
Driggs,		66

NAYS. 0

Title agreed to.

On motion of Mr. Driggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill being

A bill to change the name of the Second Presbyterian Church of Detroit,

Was read a third time, and two-thirds of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Baldwin,	Felt,	Pratt,
Bancroft,	Ferris,	Reeves,
Beebe,	Gage,	Richards,
Brewster,	Geis,	Richardson,
Brooks,	Goodwin,	Robison,
S. F. Brown,	Green,	Sessions,
A. W. Buel,	Greenfield,	Sharpe,
H. S. Buel,	Kelley,	Smith,
Bush,	Kelsey,	Starkweather,
Bushnell,	Kore,	Thomas,
Carr,	Lane,	E. H. Thomson,
Carpenter,	McMahon,	R. Thompson,
Childs,	McDermott,	Warner,
Connor,	McKinley,	Watkins,
Dalton,	Miles,	Wendell,
Davids,	Mitchell,	Wilkerson,
Driggs,	Monroe,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	Speaker, 60

NAYS. 0

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, being

A bill to incorporate the city of East Saginaw,

Being under consideration,

Mr. Goodwin moved that the bill in its third reading be read by its title.

Which was adopted.

Mr. Bushnell moved to lay the bill on the table.

Which was adopted.

Mr. Bushnell moved that the House adjourn.

Which was not adopted.

By unanimous consent, the following

REPORTS OF STANDING COMMITTEES

Were received by the House:

The committee of the judiciary, to whom was referred

A bill to extend the time for the collection of taxes in the city of Monroe and certain townships in the county of Monroe,

Report that they have had the same under consideration, and report the same back to the House and recommend the following amendments, to wit:

That the word La Salle be inserted at the end of line four, section one, after the word Frenchtown, in accordance with the prayer of a petition referred to your committee this morning; also:

To amend section four by striking out of line four all after the words Auditor General, and insert in lieu thereof the words, "on or before the first day of May next,"

And ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. W. Buel,

The bill was ordered engrossed for a third reading.

The committee on engrossment and enrollment respectfully report as correctly engrossed, the following bill:

A bill to amend section 8 of an act entitled an act to organize the county of Montcalm, approved March 20, 1850.

Also report as correctly enrolled, signed and presented to the Governor,

An act to extend the time for the collection of taxes in the county of Wayne.

E. PERRY, *Chairman.*

Report accepted.

The committee on ways and means, to whom was referred,

A bill appropriating money from the Treasury to relieve the wants and necessities of the suffering citizens of Gratiot, Isabella and other newly settled counties of this State,

Have had the same under consideration, and have instructed me to report the same back and recommend its passage, and ask to be discharged from the further consideration thereof.

CHAS. DICKEY, *Ch'n.*

Report accepted and committee discharged.

Mr. McMahon offered a substitute for the bill, and moved its adoption.

Pending which motion,

Mr. McMahon moved that the original bill and the substitute be recommitted to the committee on ways and means;

Which was not adopted.

Mr. McMahon then withdrew the substitute.

The bill was then ordered engrossed for a third reading.

Mr. A. W. Buel moved that the rules be suspended, and that the bill entitled

A bill to extend the time for the collection of taxes in the city and certain townships in the county of Monroe,

Be placed on its immediate passage.

Which was adopted.

The bill was then read a third time, and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Phelps,
Baldwin,	Geis,	Pratt,
Bancroft,	Gleasner,	Raymond,
Beers,	Grace,	Reeves,
Brewster,	Green,	Reynolds,
S. F. Brown,	Greenfield,	Richards,
A. W. Buel,	Kelley,	Richardson,
H. S. Buel,	Kelsey,	Robison,

Bush,	Kore,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	McMahon,	Thomas,
Connor,	McDermott,	E. H. Thomson,
Dalton,	McKinley,	R. Thompson,
Davids,	Monroe,	Warner,
Driggs,	Mulholland,	Wendell,
Dunbar,	Newman,	Wilkerson,
Enos,	Newton,	Woolnough,
Felt,	Perry,	Wixson,
Ferris,	Perkins,	Speaker, 57

NAYS.

Mr. Benj. Brown,	Mr. Gilluly,	Mr. Sharpe,
Fallass,	Sessions,	Watkins, 6

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. McMahon,

The rules were suspended, and the bill entitled

A bill appropriating money from the treasury to relieve the wants and necessis of the suffering citizenties of Gratiot, Isabella and other newly settled counties of this State,

Was placed on its immediate passage.

The question being upon the passage of the bill,

Mr. E. H. Thomson demanded the previous question.

Which demand was seconded, and the main question ordered by the House.

The bill was then read a third time, and two-thirds of all the members elect not voting therefor, it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Goodwin,	Mr. Raymond,
Beebe,	Grace,	Reynolds,
Brooks,	Green,	Richards,
Benj. Brown,	Kelley,	Richardson,
S. F. Brown,	Kelsey,	Robison,
H. S. Buel,	Kore,	Sessions,
Bush,	Lane,	Sharpe,
Childs,	McKinley,	Smith,
Dalton,	Mitchell,	Starkweather,
Driggs,	Monroe,	E. H. Thomson,
Enos,	Newman,	Watkins,

Felt,	Newton,	Wilkerson,
Ferris,	Perry,	Woolnough,
Gage,	Phelps,	Wixson,
Gilluly,	Pratt,	Speaker,
Glessner,		46

NAYS.

Mr. Baldwin,	Mr. Dunbar,	Mr. Mulholland,
Beers,	Geis,	Thomas,
Carr,	Greenfield,	R. Thompson,
Carpenter,	McMahon,	Warner,
Connor,	McDermott,	Wendell,
Davids,	Miles,	17

The House went into the committee of the whole upon the

GENERAL ORDER.

Mr. Pratt in the chair.

After some time spent thereon, the committee rose, and through their chairman, reported as follows:

The committee of the whole have had under consideration the following bills:

A bill to organize the township of East China, in the county of St. Clair,

To which an amendment had been made; also,

A bill to amend section 150 of an act entitled an act to amend chapter 93 of the revised statutes of the year 1846, entitled "Of courts of justices of the peace," approved Feb. 13, 1855;

Amended by striking out all after the enacting clause.

The amendment to the first named bill was concurred in; and

The amendment to the second named bill was also concurred in; and

On motion of Mr. A. W. Buel,

The further consideration of the enacting clause was indefinitely postponed.

On motion of Mr. McMahon,

The vote on the bill making an appropriation to citizens of Gratiot, Isabella and other counties was reconsidered.

Mr. McMahon moved that the bill be laid on the table;

Which was adopted.

Mr. Smith, unanimous consent being given, introduced

A bill to extend the time for the collection of taxes in the township of Clay, St. Clair county;

Which was read twice and referred to the committee on State affairs.

On motion of Mr. Reeves,

The House adjourned.

Lansing, Saturday, January 22, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Withington.

Roll called: quorum present.

Absent, without leave, at the roll call—Messrs. Brooks, Carr, Fowler, Phelps and Pratt.

The Speaker announced the appointment of the following gentlemen as a special committee on visiting the State Prison, pursuant to resolution of the House: Messrs. Goodwin, Driggs and Carpenter.

PETITIONS PRESENTED.

Mr. S. F. Brown asked and obtained leave of absence for Mr. Pratt until Tuesday morning.

Mr. Allen asked and obtained leave of absence for Mr. Brooks for the same time.

Mr. Watkins asked and obtained leave of absence for Mr. Fallass for the same time.

PETITIONS PRESENTED.

By Mr. Mussey: petition of Neil Gray and 21 others, praying for the passage of a registry law;

Referred to the committee on State affairs.

By Mr. B. Brown: petition of G. R. Dennis and 54 others for the restoration of the death penalty;

Referred to the judiciary committee.

By Mr. E. H. Thomson: memorial of a convention of firemen, praying for the passage of certain laws;

Referred to committee on State affairs.

By Mr. Sessions: petition of Benj. Lervitt, B. E. Burt and 31 others, for restoring to Alexander Sprague the title to certain school lands in Ionia county;

Referred to the committee on public lands.

By Mr. Watkins: petition of C. S. Hawkins and 82 others, asking for the incorporation of the village of Lowell in the county of Flint;

Referred to the committee on banks and incorporations.

By Mr. Carpenter: petition of John Pierson and 39 others, citizens of Orion, Oakland county, for the repeal of the present liquor law, and for an amendment to the constitution so as to permit the enactment of a stringent license law;

Referred to the special committee on amendments to the constitution.

By Mr. Driggs: petition of O. T. L. Fox and 23 others relative to charter of East Saginaw;

Referred to the committee on banks and incorporations.

By Mr. Thomas: petition of N. Barlow and 27 others, to amend the charter of the village of Hastings;

Referred to the committee on banks and incorporations.

By Mr. Grace: petition of H. B. Shirtfill and 22 others, citizens of Genesee county, asking for a geological survey; also,

Petition of Nelson Morton and 20 others, of the same county, for the same purpose;

Referred to the committee on State geology.

By Mr. Raymond: petition of W. L. Sherman, Curtis Munger, Geo. Lord and 90 others, citizens of Bay county, that said county may be attached to the 10th judicial district, and remonstrating against the creation of an additional district;

Referred to the judiciary committee.

By Mr. Driggs: petition of C. H. Richmond and 72 others, asking for a lien law to protect manufacturers and sellers of heavy machinery;

Referred to the judiciary committee.

By Mr. Raymond: petition of C. M. Freeman, J. H. Little, James Watson and 47 others, citizens of Bay city, that overseers of highways may be elected by ballot;

Referred to the committee on roads and bridges.

REPORTS OF STANDING COMMITTEES.

The committee on towns and counties submitted the following report:

The committee on towns and counties, to whom was referred the petition of Henry C. Everts and fifty-one others, for the organization of Mecosta county,

Ask leave to report that they have had the same under considera-

tion, and have instructed their chairman to report back to the House, a bill, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on t he general order, and ordered printed.

The committee on State affairs, submitted the following:

The committee on State affairs, to whom was referred

A bill to provide for a documentary history of Michigan,

Respectfully report that they have had the same under consideration, and after due deliberation thereon, recommend the passage of said bill, and ask to be dischaaged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

The report was accepted and the committee discharged,

The bill was then referred to the committee of the whole, placed on the general order and ordered printed.

The committee on State affairs, presented the following report:

The committee on State affairs, to whom was referred

A bill to authorize the county Treasurer of Chippewa county, to make return of the delinquent taxes in said county for the years 1856 and 1857,

Have had the same under consideration, and have instructed me to report the same back, and recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. McMahon,

The bill was ordered engrossed for a third reading.

The committee on roads and bridges presented the following report:

Your committee on roads and bridges, to whom was referred sundry petitions praying for a State road from St. Louis, Gratiot county, to Flat River, and for appropriation of non-resident highway taxes for the same,

Respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend that the prayer of the petitioners be granted,

and herewith introduce a bill to that effect, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred sundry petitions, praying for a State road from Matherton, Ionia county, to Albany, Isabella county, and appropriation of non-resident highway taxes for the same, would respectfully ask leave to report that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, and recommend that the prayer of the petitioners be granted, and herewith introduce a bill to that effect, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend an act entitled an act appropriating certain highway taxes for the improvement of a road in the counties of Saginaw, Tuscola, Genesee and Lapeer, approved Feb. 10th, 1855,

Would respectfully report, that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, and committee discharged.

The bill was ordered engrossed for a third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend an act entitled an act to provide for laying out a State road from Saginaw to Cheboygan, approved Feb. 4th, 1858,

Respectfully report that they have considered the same, and instructed their chairman to report the same back to the House without amend-

ment, and recommend its passage, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

By the judiciary committee:

The committee of the judiciary, to whom was referred the resolution, with instructions of this House, "whether any legislation is necessary to authorize the commissioners of highways of the several townships in this State to take up highways laid out by State commissioners," respectfully report that they have had the same under consideration, and have instructed their chairman that, in their opinion, there is no law in existence authorizing the commissioners of highways to take up or discontinue the class of highways referred to in the resolution, and they are also of opinion that the law, as found in compiled laws, vol. 1, page 364, sections 1081 and 1085 inclusive, all needful regulations are made for laying out, establishing or discontinuing highways laid out and established by this State or by the late Territory, and therefore they are of opinion that no further legislation is necessary on the subject.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The judiciary committee submitted the following:

Your committee on judiciary, to whom was referred

A joint resolution authorizing the Commissioner of the State Land Office to issue a certain deed to Nelson P. Stuart,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged.

The joint resolution was referred to the committee of the whole, placed on the general order, and ordered printed.

The judiciary committee also presented the following report:

The committee of the judiciary, to whom was referred

A bill to confirm the tax rolls of the townships of Copper Harbor, Eagle Harbor, Houghton, Portage, and L'Anse, and to extend the

time for the collection of taxes in the township of L'Anse, in the county of Houghton, for the year 1857,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

The judiciary committee submitted the following report:

The committee of the judiciary, to whom was referred

"A bill to legalize the tax roll of the township of Shiawassee, in the county of Shiawassee, for the year 1857, and to authorize the collection of the same,"

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back with an amendment, as follows, to wit: to strike out of the fifth section the words "as soon as practicable," and insert in the place thereof the words, "on or before the first day of June next," and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kelsey,

The amendment was concurred in, and the bill was placed on the order for third reading.

By the judiciary committee:

The committee on judiciary, to whom was referred

House bill No. 20, being

A bill to legalize the tax roll of Newburg township, in the county of Cass, for the year 1858, and to extend the time of collecting the taxes therein,

Respectfully report, that they have had the same under consideration, and have instructed their chairman to report a substitute therefor, and recommend the adoption of the substitute, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The substitute was adopted.

On motion of Mr. Reynolds,

The bill was ordered engrossed for a third reading.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill relating to the University interest fund,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, recommend the passage thereof, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

The report was accepted, the committee discharged, and the bill referred to the committee of the whole, placed on the general order, and ordered printed.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 21, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bill, No. 16:

A bill to extend the time for the collection of taxes in the unorganized county of Delta, attached to Mackinaw;

The title to which, the Senate have amended by inserting after the word "in," the words "the county of Mackinaw and."

In the passage of which, with title so amended, the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. In which amendment the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The amendment was concurred in, and the bill referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, January 21, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to change the name of Lillie Pauline Fisk to Lillie Pauline Spalding;

Also,

A bill to change the name of Hannah, Milan W., Gordon A., James W., Julia, Eva and Carrie Smith;

Which have passed the Senate by a majority vote of all the Senators elect. In which the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on militia.

The second named bill was read twice and referred to the judiciary committee.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Monroe offered the following:

Resolved, That the select committee appointed to visit the State Prison be discharged;

Which did not prevail.

Mr. Richards gave notice that he would on some future day ask leave to introduce

A bill to change the name of John D. Thum.

Mr. Richards gave notice that on to-morrow, or some future day, he would ask leave to introduce

A bill to amend an act relative to taxing costs in criminal proceedings, approved March 13, 1849.

Mr. Miles gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 111 of the session laws of 1857, entitled an act to furnish the Michigan Journal of Education to the school districts

Mr. E. H. Thomson gave notice that he would on Tuesday next ask leave to reconsider the vote taken yesterday on House bill No. 31, being

A bill to amend sec. 150 of an act entitled an act to amend chap. 93 of the revised statutes of 1846, entitled "of courts held by Justices of the Peace," approved Feb. 13, 1855.

Mr. Sessions gave notice that he would on some future day ask leave to introduce

A joint resolution relative to the binding of the school laws of the State.

Mr. Sessions gave notice that he would on some future day ask leave to introduce

A bill changing the name of the village of Boston to Saranac.

Mr. Sessions offered the following:

Resolved, That the Auditor General be requested to inform this House of the amount, condition and present liabilities of the University fund of the State;

Which was adopted.

Mr. Richardson gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 129, session laws of 1857, in relation to a State road in the counties of Huron and Tuscola.

Mr. Carpenter offered the following:

Resolved, That the committee on ways and means be instructed to report to this House, as soon as possible,

A bill for the relief of the destitute inhabitants of Gratiot, and such other new counties as may be in actual need of provisions, by means of a loan from the State Treasury, for the benefit of the poor relief fund of such counties, respectively.

On motion of Mr. Sessions,

The resolution was laid on the table.

Mr. Raymond gave notice that on some future day he would ask leave to introduce

A bill to amend section 8, chapter 12, compiled laws of the State of Michigan.

On motion of Mr. Driggs, it was

Resolved, That Mr. McMahon be appointed and added to the special committee to visit the State prison.

Mr. A. W. Buel gave notice that he would on some future day ask leave to introduce

A joint resolution for the relief of James D. Johnston.

Mr. Kelsey, by unanimous consent, leave being granted, introduced

A bill to extend the time for the collection of taxes in the township of Owosso, in the county of Shiawassee,

Which was read twice, and

On motion of Mr. Kelsey,

The bill was placed on the order for third reading.

Mr. Fallass, according to previous notice, leave being granted, introduced

A bill to incorporate the village of Lowell, in the county of Kent;

Which was read twice and referred to the committee on banks and incorporations.

Mr. Childs, previous notice having been given, and leave being granted, introduced

A bill to provide for the establishment of school district libraries;

Read twice, and referred to the committee on education.

Mr. Woolnough, in accordance with previous notice, leave being granted, introduced

A bill to extend the time for the collection of taxes in the township of Battle Creek, in the county of Calhoun;

Read twice and referred to the committee on State affairs.

Mr. Phelps, previous notice having been given, and leave being granted, introduced

A bill to amend an act entitled and act to amend an act for assessing property at its true value and for levying and collecting taxes thereon, approved Feb. 14, 1853, and an act amendatory thereto, approved Feb. 12, 1855, and an act amendatory thereto, approved Feb. 4, 1858;

Read twice and referred to the judiciary committee.

Mr. ———, in accordance with previous notice, leave being granted, introduced

A bill to amend sections 1, 2, 16 and 17, of act No. 13, of the session laws of 1858, in relation to altering or discontinuing highways;

Read twice and referred to committee on the judiciary.

Mr. A. W. Buel, unanimous consent being given, introduced

A joint resolution relative to the claim of James D. Johnston against the State;

Read twice, and referred to the committee on State affairs.

THIRD READING OF BILLS.

House bill No. 23, being

A bill to organize the township of East China, in the county of St. Clair,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Felt,	Mr.	Perkins,
	Baldwin,		Ferris,		Phelps,
	Bancroft,		Gage,		Reeves,
	Beers,		Geis,		Reynolds,
	Brewster,		Glessner,		Richards,
	Benj. Brown,		Goodwin,		Richardson,
	S. F. Brown,		Grace,		Robison,
	A. W. Buel,		Green,		Sessions,
	H. S. Buel,		Greenfield,		Sharpe,
	Bush,		Kelley,		Smith,
	Bushnell,		Kelsey,		Starkweather,
	Carr,		Kore,		Thomas,
	Carpenter,		Lane,		E. H. Thomson,
	Childs,		McMahon,		R. Thompson,
	Campau,		McDermott,		Warner,
	Connor,		McKinley,		Watkins,
	Dalton,		Mitchell,		Wendell,
	Davids,		Mulholland,		Wilkerson,
	Driggs,		Newman,		Woolnough,
	Dunbar,		Newton,		Wixson,
	Enos,		Perry,		Speaker, 63
			NAYS		0

Title agreed to.

Senate bill No. 15, being

A bill to amend section 8 of an act entitled "an act to organize the county of Montcalm," approved March 20, 1850,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Enos,	Mr.	Perkins,
	Baldwin,		Felt,		Phelps,
	Bancroft,		Gage,		Raymond,
	Beers,		Gilluly,		Reeves,
	Beeson,		Glessner,		Richards,
	Brewster,		Goodwin,		Richardson,
	Benj. Brown,		Grace,		Robison,
	S. F. Brown,		Green,		Sessions,
	A. W. Buel,		Greenfield,		Sharpe,

H. S. Buel,
Bush,
Bushnell,
Carr,
Carpenter,
Childs,
Clark,
Campau,
Connor,
Dalton,
Davids,
Driggs,
Dunbar,
Kelley,
Kelsey,
Kore,
McDermott,
McKinley,
Miles,
Mitchell,
Monroe,
Mulholland,
Newman,
Newton,
Perry,
Smith,
Starkweather,
Thomas,
E. H. Thomson,
R. Thompson,
Warner,
Watkins,
Wendell,
Wilkerson,
Woolnough,
Wixson,
Speaker,

62

NAYS.

Mr. Ferris,
Geis,
Mr. Lane,
Mr. Reynolds,

4

Title agreed to.

On motion of Mr. Kelsey,

The rules were suspended, and the several bills on the order for third reading were placed on their immediate passage.

Senate bill, being

A bill to legalize the tax rolls of Houghton county, and to extend the time for the collection of taxes in the township of L'Anse,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,
Baldwin,
Bancroft,
Beers,
Beeson,
Brewster,
S. F. Brown,
A. W. Buel,
H. S. Buel,
Bush,
Bushnell,
Carr,
Carpenter,
Childs,
Campau,
Connor,
Dalton,
Davids,
Driggs,
Mr. Dunbar,
Enos,
Felt,
Gage,
Geis,
Gleesner,
Grace,
Green,
Greenfield,
Kelly,
Kelsey,
Kore,
Lane,
McMahon,
McDermott,
McKinley,
Mitchell,
Monroe,
Mulholland
Mr. Newman,
Newton,
Perkins,
Reynolds,
Richardson,
Robison,
Sharpe,
Smith,
Starkweather,
Thomas,
E. H. Thomson,
R. Thompson,
Warner,
Wendell,
Wilkerson,
Woolnough,
Wixson,
Speaker,

56

NAYS.

Mr. Gilluly, Mr. Goodwin, Mr. Miles, 3

Title agreed to.

On motion of Mr. Greenfield,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill, being

A bill to legalise the tax roll of the township of Shiawassee, in the county of Shiawassee, for the year 1857, and to authorize the collection of the same,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perkins,
Beers,	Gilluly,	Phelps,
Beeson,	Glessner,	Raymond,
Brewster,	Grace,	Reeves,
S. F. Brown,	Green,	Reynolds,
A. W. Buel,	Greenfield,	Richards,
H. S. Buel,	Kelley,	Richardson,
Bush,	Kelsey,	Sharpe,
Carr,	Kore,	Starkweather,
Carpenter,	Lane,	Thomas,
Childs,	McMahon,	E. H. Thomson,
Campau,	McDermott,	R. Thompson,
Connor,	McKinley,	Warner,
Dalton,	Monroe,	Wendell,
Davids,	Mulholland,	Wilkeson,
Driggs,	Newman,	Woolnough,
Dunbar,	Newton,	Wixson,
Enos,	Perry,	Speaker,
Felt,		55

NAYS.

Mr. Baldwin,	Mr. Mitchell,	Mr. Watkins,
Miles,		4

Title agreed to.

On motion of Mr. Kelsey,

The bill was ordered to take immediate effect.

House bill, being

A bill to authorize the Supervisor of the township of Newberg, in the county of Cass, to make a new assessment of the real and personal

property of said township, and to extend the time for the collection of taxes in said township,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Gilluly,	Mr.	Phelps,
	Baldwin,		Gleasner,		Raymond,
	Beers,		Grace,		Reeves,
	Beeson,		Green,		Reynolds,
	Brewster,		Greenfield,		Richards,
	S. F. Brown,		Kelley,		Richardson,
	H. S. Buel,		Kelsey,		Robison,
	Bush,		Lane,		Sharpe,
	Carr,		McMahon,		Starkweather,
	Carpenter,		McDermett,		Thomas,
	Childs,		McKinley,		E. H. Thomson,
	Campau,		Miles,		R. Thompson,
	Connor,		Mitchell,		Warner,
	Dalton,		Monroe,		Watkins,
	Davids,		Mulholland,		Wendell,
	Dunbar,		Newman,		Wilkerson,
	Enos,		Newton,		Woolnough,
	Gage,		Perry,		Wixson,
	Geis,		Perkins,		Speaker, 57

NAYS. 0

Title agreed to.

On motion of Mr. Reynolds,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, being

A bill to authorise the County Treasurer of Chippewa county, in this State to make return of the delinquent taxes in said county for the years 1856 and 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Geis,	Mr.	Perry,
	Baldwin,		Gilluly,		Perkins,
	Beers,		Grace,		Raymond,
	Beeson,		Green,		Reynolds,
	S. F. Brown,		Greenfield,		Richardson,
	H. S. Buel,		Kelley,		Robison,
	Bush,		Kelsey,		Sessions,
	Carpenter,		Kore,		Sharpe,

Childs,	Lane,	Stockwether,
Campau,	McMahon,	Thomas,
Connor,	McDermott,	E. H. Thomson,
Dalton,	McKinley,	R. Thompson,
Davids,	Miles,	Warner,
Driggs,	Mitchell,	Wendell,
Dunbar,	Monroe,	Woolnough,
Enos,	Mulholland,	Wixson,
Felt,	Newman,	Speaker,
Gage,	Newton,	53

NAYS. 0

On motion of Mr. Warner,

The title was amended, by inserting after the word "authorize," the words "and require."

The title, as amended, was agreed to.

On motion of Mr. Warner,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, being

A bill to amend an act entitled an act appropriating certain highway taxes for the improvement of a road in the counties of Saginaw, Tuscola, Genesee and Lapeer, approved Feb. 10, 1855,

Being under consideration,

Mr. Monroe moved that the bill be laid on the table;

Which motion was adopted.

The House went into committee of the whole upon the

GENERAL ORDER.

Mr. E. H. Thompson in the Chair.

After some time spent thereon, the committee rose, and through their chairman, reported that the committee of the whole had had under consideration,

A bill to amend chapter 40 of the compiled laws, relative to the support of poor persons, by the public,

To which they had made two amendments;

Also,

Joint resolution to restore to Walter McEveels title to certain primary school lands,

Without amendment, and ask the concurrence of the House in the action of the committee.

The first amendment made to the first named bill was not concurred in.

The second amendment to the same bill was concurred in.

Mr. Mussey moved to strike out the word "said," in the 4th line of section 13;

Which was adopted.

On motion of Mr. McMahon,

The bill was laid on the table.

The joint resolution, reported back by the committee, was ordered to a third reading.

Mr. McMahon moved that when the House adjourn, it adjourn to meet on Monday morning at 10 o'clock.

Mr. A. W. Buel moved that the House adjourn.

Which was lost.

Mr. Woolnough moved to amend by striking out "Monday," and inserting "Tuesday."

Mr. Bancroft moved that the House adjourn;

Which was adopted.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, and a quorum present.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Sessions gave notice that on some future day he would ask leave to introduce

A joint resolution restoring to Alexander Sprague, title in certain Normal school lands.

Mr. Childs moved to take House bill No. 25, entitled

A bill to amend chapter 40 of "compiled laws" relative to the support of poor persons by the public,

From the table;

Which was adopted.

Mr. Childs moved that the vote be reconsidered by which the House refused to concur in the amendment made to the bill in committee of the whole.

Which motion was adopted.

The question recurring upon the concurrence of the House in the amendment made by the committee, by striking out the words "and ten cents per mile actually traveled,"

Pending which,

Mr. Bancroft moved to amend by adding after the word "traveled,' the words "one way."

Which was not adopted.

Mr. Reynolds moved to amend by striking out the word "ten," and inserting "six."

Which motion was not adopted.

The amendment made by the committee of the whole was then concurred in.

Mr. Phelps moved to amend by inserting in line 3, of section 12, after the word "afforded," the words "specifying the articles furnished and the value of each item thereof."

Which was adopted.

Mr. Reeves moved to amend line 2 in section 8, so as to read as follows: "Supervisors shall make a personal examination into the fact and circumstance of the applicant under oath;"

Which was not adopted.

The bill was then ordered to be engrossed for a third reading.

THIRD READING OF BILLS.

House bill, being

A bill to extend the time for the collection of taxes in the township of Owosso, in the county of Shiawassee,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Perkins,
Baldwin,	Ferris,	Phelps,
Bancroft,	Gage,	Reeves,
Beebe,	Geis,	Reynolds,
Beers,	Gilluly,	Richards,
Beeson,	Glessner,	Richardson,
Brewster,	Green,	Robison,
S. F. Brown,	Kelley,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,

Bushnell,	McDermott,	E. H. Thomson,
Carr,	McKinley,	R. Thompson,
Childs,	Mitchell,	Warner,
Campau,	Monroe,	Watkins,
Connor,	Mussey,	Wilkerson,
Dalton,	Mulholland,	Woolnough,
Davids,	Newman,	Wixson,
Dunbar,	Newton,	Speaker,
Enos,		58

NAYS. 0

Title agreed to.

On motion of Mr. Kelsey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Joint resolution to restore to Walter McEveela title to certain primary school lands,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Phelps,
Baldwin,	Gage,	Raymond,
Bancroft,	Geis,	Reeves,
Beers,	Gilluly,	Reynolds,
Beeson,	Gleasner,	Richards,
Brewster,	Grace,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Kelly,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Bushnell,	McDermott,	E. H. Thomson,
Carr,	McKinley,	R. Thompson,
Childs,	Miles,	Warner,
Campau,	Mitchell,	Watkins,
Connor,	Monroe,	Wendell,
Dalton,	Mussey,	Wilkerson,
Davids,	Mulholland,	Woolnough,
Dunbar,	Newton,	Wixson,
Enos,	Perry,	Speaker,
Felt,	Perkins,	62

NAYS.

Title agreed to.

The House went into committee of the whole on the

GENERAL ORDER.

Mr. Sessions in the chair;

And after some time spent thereon, the committee rose, and through its chairman reported:

The committee of the whole have had under consideration the following joint resolution and bills:

Joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to school district No. 10, in the township of Oneida, Eaton county,

To which no amendments have been made; also

A bill to amend section 26, of an act entitled "an act to authorize proceedings against garnishees and for other purposes," approved March 28, 1849, being section 4802, vol. 2, of the compiled laws of 1857,

Without amendment; also,

A bill to provide for the trial of offences upon information,

To which an amendment has been made, and ask that the House concur in the action of the committee, and that the committee be discharged.

Report accepted and committee discharged.

The amendment to the last named bill was concurred in, and the several bills and joint resolution were placed on the order for third reading.

On motion of Mr. Bushnell,

The House adjourned.

Lansing, Monday, January 24, 1859.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Lee.

Roll called, quorum present.

Absent without leave, at the roll call, Messrs. Bushnell, Carr, Greenfield and Phelps.

PETITIONS PRESENTED.

By Mr. Mussey: petition of J. N. Young and 18 others, citizens of Macomb county, asking for the passage of a registry law;

Also, petition of Payne K. Leach and 14 others of the same county, for the same purpose;

Referred to committee on State affairs.

By Mr. H. S. Buel: petition of John Crawford of Pennsylvania, asking for the payment of interest on certain internal improvement warrant bonds;

Referred to committee on ways and means.

By Mr. Wixson: petition of Isaac Green and 55 others, citizens of Semilac county, asking for the amendment of act 79 of the session laws of 1859;

Referred to the judiciary committee.

By Mr. Thomas; petition of Martha P. Palmer, Lorenzo Mudge, and 66 others, for a law prohibiting the manufacture and sale of all alcoholic or intoxicating liquors as a beverage;

Referred to committee on State affairs.

By Mr. Enos: petition of 84 inhabitants of the township of Niles, Berrien county, praying for an amendment of the present prohibitory liquor law, so as to prohibit the manufacture and sale of all intoxicating drinks;

Referred to committee on State affairs.

By Mr. Perry: petition of William Knapp and 55 others, praying for the reduction of the price of certain school lands;

Referred to the committee on public lands.

By Mr. Dunbar: petition of Titus Babcock, T. E. Wing and 10 others, of Monroe county, for a registry law;

Referred to committee on State affairs.

By Mr. H. S. Buel: petition of Wm. VanEvery, Henry Cox, and 42 others, for the repeal of the present Michigan liquor law, and asking for an amendment to the constitution, so as to authorize the passage of a stringent license law;

Referred to the special committee on amendments to the Constitution.

By Mr. Monroe: petition of Enoch Holdstock and 100 others, of the village of Albion, asking for the passage of a law to prohibit the manufacture of intoxicating liquors as a beverage;

Referred to committee on State affairs.

By Mr. Starkweather: petition of H. DeGarmo Fuller, J. S. Tibbitts, Lewis Briggs, and 53 others, citizens of Wayne county, for an amendment to the constitution so that all citizens may enjoy equal political rights;

Also, petition of Alanson Aldrich, Ab'm L. Power, Sarah Randolph Martha L. Payne, and 30 others, for the same purpose;

Also, petition of John Culver, Joseph Johnson, and 33 others, citizens of Barry county, for the same purpose;

Referred to special committee on amendments to the constitution.

By Mr. Dunbar: petition of Edmund Rawson and 61 others, praying for the passage of a law to provide a proper system of drainage;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

The committee on enrollment report as correctly enrolled, signed and sent to the Governor,

A bill to extend the time for the collection of taxes in the county of Mackinaw, and the unorganized county of Delta, attached to Mackinaw.

E. PERRY, *Chairman.*

Report accepted and committee discharged.

The committee on towns and counties, to whom was referred the petition of Geo. B. Truax and 64 others, citizens of the village of Trenton, county of Wayne, asking that a certain part of the village plat of said village be declared void,

Have had the same under consideration, and have instructed their chairman to report back to the House a bill to that effect, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kore,

The bill was placed on the order for third reading.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. E. H. Thomson offered the following:

Resolved, That the select committee on amendments to the constitution be and they are hereby instructed to inquire into the expediency of reporting the following constitutional amendments:

The appointment by the Governor, by and with the advice and consent of the Senate, of the following State and county officers:

A Secretary of State; a Superintendent of Public Instruction; a State Treasurer; a Commissioner of the Land Office; an Auditor General; and an Attorney General; all Judges of the Supreme and Circuit Courts; and all Judges of Probate and Prosecuting Attorneys.

Also, so to amend article XV., section 3, so that it will read as follows:

"The officers and stockholders of every corporation or association for banking purposes, issuing bank notes or paper credits, to circulate as money, shall be individually liable for twice the amount of their stock, for all debts contracted during the time of their being officers or stockholders of such corporation or association."

Also, so to amend article IV. of the constitution, section 15, that the Legislature shall meet on the first Wednesday in January of every year, and hold a session not exceeding sixty days.

Mr. Sessions offered the following:

Resolved, That the judiciary committee be instructed to enquire into the necessity of amending the laws relative to taxing bankers and brokers in this State, and report thereon to this House;

Which was adopted.

Mr. Grace offered the following:

Resolved, That the Attorney General be requested to communicate to this House whether in his opinion the passage of a law requiring qualified voters to register their names before voting, is not a new and additional requirement unknown to, and consequently a constitutional innovation.

On motion of Mr. Mussey,

The resolution was laid on the table.

Mr. H. S. Buel, gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of John Crawford, of Danville, Montrose county, Pennsylvania.

Mr. Wixson, gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 79 of the session laws of 1857.

Mr. Richardson gave notice that on some future day he would ask leave to introduce

A bill appropriating certain highway taxes for the improvement of a road from the township of Ellington, in the county of Tuscola, to White Rock, in the county of Huron.

Mr. Watkins moved to take from the table

A bill to establish the fees of justices of the peace in civil cases,

And that the same be placed on the general order, and ordered printed;

Which was adopted.

Mr. Miles offered the following:

Resolved, That the committee on judiciary be and they are hereby instructed to inquire into the propriety of extending the time for the collection of taxes in every town in this State, and report by bill or otherwise.

On motion of Mr. Smith,

The resolution was laid on the table.

Mr. Baldwin, unanimous consent being given, introduced

A bill to extend the time for the collection of taxes for the year 1858, in the township of Allegan, in the county of Allegan;

Which was read twice, and

On motion of Mr. Baldwin,

The bill was placed on the order for third reading.

Mr. Thomas, previous notice having been given, and leave being granted, introduced

A bill to amend section 1 of an act to incorporate the village of Hastings, approved Feb. 13, 1855:

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Richardson, in accordance with previous notice, leave being granted, introduced

A bill to amend section 1 of an act to provide for laying out and establishing a State road in the counties of Huron and Tuscola, approved Feb. 16, 1867;

Which was read twice and referred to committee on roads and bridges.

Mr. Sessions, notice having been given, and leave being granted introduced

A bill to change the name of the village of Boston, in Ionia county;

Which was read twice and referred to the committee on towns and counties.

Mr. Mulholland, previous notice having been given, and leave being granted, introduced

A bill to extend the time for the collection of taxes in the township of Erie, in the county of Monroe;

Which was read twice and referred to the committee on State affairs.

Mr. E. H. Thomson, in accordance with previous notice, leave being granted, introduced

A bill to provide for the incorporation of fire departments in this State, and to define the duties of firemen;

Which was read twice, and referred to the committee on State affairs.

Mr. Perry, previous notice having been given, and leave being granted, introduced

A joint resolution for the relief of certain purchasers of school lands;

Which was read twice, and referred to the committee on public lands.

THIRD READING OF BILLS.

Joint resolution authorizing the Commissioner of the State Land Office to to convey certain real estate to school district No. 10 in the township of Oneida, Eaton county,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,
Bancroft,	Frisbee,	Raymond,
Beebe,	Gage,	Reeves,
Beers,	Geis,	Richards,
Beeson,	Gilluly,	Richardson,
Brewster,	Glessner,	Sessions,
Benj. Brown,	Grace,	Sharpe,
S. F. Brown,	Green,	Smith,
A. W. Buel,	Kelley,	Starkweather,
H. S. Buel,	Kore,	Thomas,
Bush,	Lane,	E. H. Thomson,
Carr,	McDermott,	R. Thompson,
Childs,	McKinley,	Warner,
Campau,	Mitchell,	Watkins,
Connor,	Monroe,	Wendell,
Dalton,	Mussey,	Wilkerson,
Davids,	Mulholland,	Woolnough,
Dunbar,	Newman,	Wixson,
Enos,	Newton,	Speaker,
Felt,	Perry,	59

NAYS.

Mr. Reynolds, 1

House bill No. 25, being

A bill to amend chapter 40 of the compiled laws, relative to the support of poor persons by the public,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Geis,	Mr. Phelps,
Baldwin,	Gilluly,	Raymond,
Beebe,	Gleasner,	Reeves,
Beers,	Grace,	Reynolds,
Besson,	Green,	Richards,
Benj. Brown,	Kelley,	Richardson,
S. F. Brown,	Kelsey,	Sessions,
A. W. Buel,	Kore,	Sharpe,
H. S. Buel,	Lane,	Smith,
Bush,	McDermott,	Starkweather,
Carr,	McKinley,	Thomas,
Childs,	Miles,	E. H. Thomson,
Campau,	Mitchell,	R. Thompson,
Connor,	Monroe,	Warner,
Dalton,	Mussey,	Watkins,
Dunbar,	Mulholland,	Wendell,
Enos,	Newman,	Wilkenson,
Felt,	Newton,	Woolnough,
Ferris,	Perry,	Wixson,
Frisbee,	Perkins,	Speaker,
Gage,		61

NAYS.

Mr. Bancroft, Mr. Davids, 2

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect from and after the first Monday of April next.

House bill No. 19, being

A bill to amend section 26 of an act entitled an act to authorize proceedings against garnishees, and for other purposes, approved March 28, 1849, being section 4802, vol. 2, of the compiled laws,

Pending the third reading of which,

Mr. Carr moved to lay the bill upon the table;

Which motion did not prevail.

Mr. Monroe moved to indefinitely postpone the bill;

Which was adopted.

Mr. A. W. Buel gave notice of his intention to move to reconsider the vote indefinitely postponing the bill.

House bill No. 26, being

A bill to provide for the trial of offences upon information,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Frisbee,	Mr.	Reeves,
	Baldwin,		Geis,		Reynolds,
	Beebe,		Gilluly,		Richards,
	Beers,		Glessner,		Richardson,
	Brewster,		Grace,		Robison,
	S. F. Brown,		Green,		Sessions,
	A. W. Buel,		Kelley,		Sharpe,
	H. S. Buel,		Kelsey,		Smith,
	Bush,		Kore,		Starkweather,
	Bushnell,		Lane,		Thomas,
	Carr,		McDermott,		E. H. Thomson,
	Childs,		McKinley,		R. Thompson,
	Campau,		Monroe,		Warner,
	Connor,		Mussey,		Watkins,
	Dalton,		Mulholland,		Wendell,
	Davids,		Newman,		Wilkerson,
	Dunbar,		Newton,		Woolnough,
	Enos,		Perkins,		Wixson,
	Felt,		Phelps,		Speaker,
	Ferris,				58

NAYS

Mr.	Bancroft,	Mr.	Gage,	Mr.	Miles, 3

Title agreed to.

On motion of Mr. A. W. Buel,

The bill was ordered to take effect sixty days from and after its approval by the Governor.

On motion of Mr. Mussey,

The rules were suspended, and the bills placed on the order for third reading this morning, were placed on their immediate passage.

House bill, being

A bill to extend the time for the collection of taxes for the year 1858, in the township of Allegan, in the county of Allegan,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Gilluly,	Mr.	Reynolds,
	Baldwin,		Glessner,		Richards,
	Bancroft,		Grace,		Richardson,
	Beebe,		Green,		Robison,
	Beers,		Kelley,		Sessions,
	S. F. Brown,		Kelsey,		Sharpe,

H. S. Buel,	Kore,	Smith,
Bushnell,	Lane,	Starkweather,
Carr,	McDermott,	Thomas,
Childs,	McKinley,	E. H. Thomson,
Campau,	Monroe,	R. Thompson,
Connor,	Mulholland,	Warner,
Dalton,	Newman,	Watkins,
Davids,	Newton,	Wendell,
Enos,	Perry,	Wilkerson,
Felt,	Perkins,	Woolnough,
Frisbee,	Phelps,	Wixson,
Gage,	Reeves,	Speaker,
Geis,		55

NAYS.

Mr. Dunbar, Mr. Miles, 2

Title agreed to.

On motion of Mr. Baldwin,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill, being

A bill declaring void the platting and recording of a certain part of the village of Trenton, in the county of Wayne,

Was then read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perkins,
Bancroft,	Geis,	Phelps,
Beebe,	Gilluly,	Reynolds,
Beers,	Glessner,	Richards,
S. F. Brown,	Green,	Richardson,
H. S. Buel,	Kelley,	Robison,
Bush,	Kelsey,	Smith,
Bushnell,	Kore,	Starkweather,
Carr,	Lane,	Thomas,
Childs,	McDermott,	E. H. Thomson,
Campau,	McKinley,	R. Thompson,
Connor,	Miles,	Warner,
Dalton,	Mitchell,	Watkins,
Davids,	Monroe,	Wilkerson,
Enos,	Mulholland,	Woolnough,
Felt,	Newman,	Wixson,
Ferris,	Newton,	Speaker,
Frisbie,	Perry,	53

NAYS.

Mr. Sessions, 1

Title agreed to.

Mr. Carr moved to take from the table,

A bill to change the name of the township of Jerome, in the county of Midland;

Which motion was adopted.

On motion of Mr. Carr,

The bill was placed on the order for third reading.

By unanimous consent, the following report was received:

The committee on judiciary, to whom was referred

A bill to extend the time for the collection of taxes in the township of Albion, county of Calhoun,

Report that they have had the same under consideration, and have instructed their chairman to report the same back and recommend the following amendment, to wit:

Amend section 4 by striking out the words "as soon as practicable," and insert the words "on or before the first day of June next," and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged.

The amendment was concurred in.

On motion of Mr. Monroe,

The rules were suspended, and the bill placed on its immediate passage.

The bill, being

A bill to extend the time for the collection of taxes in the township of Albion, in the county of Calhoun,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Reeves,
Baldwin,	Gage,	Reynolds,
Beers,	Geis,	Richards,
Beeson,	Gleesner,	Richardson,
S. F. Brown,	Grace,	Robison,
A. W. Buel,	Green,	Sessions,
H. S. Buel,	Kelley,	Smith,
Bush,	Kelsey,	Starkweather,
Carr,	McDermott,	E. H. Thomson,
Childs,	McKinley,	R. Thompson,

Campau,	Mitchell,	Warner,	
Connor,	Monroe,	Watkins,	
Dalton,	Mulholland,	Wendell,	
Davids,	Newman,	Wilkerson,	
Dunbar,	Newton,	Woolnough,	
Enos,	Perry,	Wixson,	
Felt,	Phelps,	Speaker,	
Ferris,			52

NAYS.

Mr. Benj. Brown,	Mr. Miles,	Mr. Thomas,	
Lane,	Sharpe,		5

Title agreed to.

On motion of Mr. Monroe,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House went into the committee of the whole upon the

GENERAL ORDER.

Mr. S. F. Brown in the chair;

After some time spent thereon, the committee rose, and through their chairman, reported as follows:

The committee of the whole have had under consideration the following bills:

A bill to extend the time for the collection of taxes for the year 1858, in the townships of Grosse Point, Hamtramck, Springwells, Ecorse, and Greenfield, in the county of Wayne,

And recommend that the same be indefinitely postponed.

Also,

A bill to amend section 11 of the act entitled "an act to define the powers and duties of the Boards of Supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers," approved April 8, 1851, (vol. 1 compiled laws, sec. 345,)

To which sundry amendments have been made, and ask that the House concur in the action of the committee, and that the committee be discharged.

Report accepted.

The question being on concurring in the recommendation of the committee,

The first named bill was indefinitely postponed;

The first amendment to the second named bill was concurred in;

The second amendment was also concurred in;

The third amendment was not concurred in;

And the bill was ordered engrossed for a third reading.

On motion of Mr. Raymond,

The House adjourned.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Rolled called: not a quorum present.

Mr. Monroe moved a call of the House;

Which was ordered.

The clerk called the roll.

The following gentlemen were absent.

Messrs. Beebe, Beers, Beeson, B. Brown, Brewster, Brooks, A. W. Buel, Bushnell, Carr, Carpenter, Childs, Dalton, Enos, Felt, Fowler, Gleesner, Grace, Green, Greenfield, Kelley, Kore, Lane, Miles, Mitchell, Perry, Perkins, Raymond, Richards, Thomas, E. H. Thomson, R. Thompson, Wallace, Warner, Watkins, Wendell, Wixson.

On motion of Mr. S. F. Brown,

Further proceedings under the call were dispensed with.

The Clerk again called the roll, when a quorum of the members answered to their names.

Mr. Miles asked and obtained leave of absence for Mr. Enos on account of sickness.

Mr. Reeves asked and obtained leave of absence for Mr. Kelley for one day.

The House resumed the

GENERAL ORDER.

In committee of the whole,

Mr. S. F. Brown in the chair,

And after some time spent thereon, the committee rose, and through their charman reported as follows:

The committee of the whole have had under consideration, the following bills:

A bill to amend sections 720, 724, 728, 729, 741, 746 and 778 of chapter 16, of the compiled laws of 1857, said chapter being an act

entitled "an act to provide for organizing an active militia and for other purposes," approved May 18, 1847,

To which no amendments were made; also,

A joint resolution relative to the sale of the lands of the United States within the State of Michigan, which have been reserved from sale for military purposes;

In which no amendment has been made;

Also,

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize the salary of Judges of Probate;

To which an amendment has been made;

And ask the concurrence of the House in the action of the committee, and that the committee be discharged from the further consideration of the above named bills and joint resolution.

Report accepted and committee discharged.

The amendment made to the last named bill was concurred in.

The several bills and the joint resolution were then ordered engrossed for a third reading.

Mr. Daniells moved that the House adjourn;

Which did not prevail.

On motion of Mr. Carr,

The rules were suspended, and the bills on the order for third reading were placed on their final passage.

House bill, being

A bill to change the name of the township of Jerome, in the county of Midland,

Was read a third time and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Phelps,
Baldwin,	Gage,	Reynolds,
Bancroft,	Gies,	Richards,
Beebe,	Gilluly,	Richardson,
Beeson,	Gleasner,	Sessions,
Brewster,	Grace,	Sharpe,
Benj. Brown,	Kelsey,	Smith,
S. F. Brown,	Kore,	Starkweather,
H. S. Buel,	Lane,	Thomas,
Bush,	McDermott,	E. H. Thomson,

Carr,	McKinley,	R. Thompson,
Childs,	Miles,	Watkins,
Campau,	Monroe,	Wendell,
Connor,	Mussey,	Wilkerson,
Dalton,	Newman,	Woolnough,
Daniels,	Newton,	Wixson,
Dunbar,	Perry,	Speaker,
Felt,	Perkins,	64

NAYS.

Mr. Bushnell,	Mr. Reeves,	Mr. Robison,
Mulholland,		4

The title was agreed to.

Joint resolution relative to the sale of the lands of the United States within the State of Michigan, which have been reserved from sale for military purposes,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Geis,	Mr. Raymond,
Beers,	Grace,	Richards,
Beeson,	Green,	Richardson,
S. F. Brown,	Kelsey,	Robison,
A. W. Buel,	Kore,	Sessions,
H. S. Buel,	Lane,	Sharpe,
Carr,	McKinley,	Smith,
Childs,	Monroe,	Starkweather,
Campau,	Mussey,	E. H. Thompson,
Connor,	Mulholland,	Watkins,
Daniells,	Newman,	Wendell,
Davids,	Newton,	Wilkerson,
Dunbar,	Perry,	Woolnough,
Felt,	Perkins,	Wixson,
Frisbee,	Phelps,	Speaker,
Gage,		46.

NAYS.

Mr. Baldwin,	Mr. Bushnell,	Mr. Reeves,
Beebe,	Dalton,	Reynolds,
Brewster,	Gilluly,	Thomas,
Benj. Brown,	Gleesner,	R. Thompson,
Bush,	Miles,	14.

Pending the announcement of the vote,

Mr. Daniells moved that Mr. Gilluly be excused from voting.

Which did not prevail.

Mr. Bushnell moved that Mr. Reeves be excused from voting.

Which did not prevail.

The preamble was then agreed to.

On motion of Mr. E. H. Thomson,

The House adjourned.

Lansing, Tuesday, January 25, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Potter.

Roll called: quorum present.

Absent, without leave, at roll call, Messrs. Fowler, Frisbee, Green, Kelsey, Reeves and Wallace.

Mr. H. S. Buel asked and obtained leave of absence for Mr. Frisbee, on account of sickness.

PETITIONS PRESENTED.

By Mr. Mussey: remonstrance of A. E. Steele and 72 others, against restoring the death penalty;

Referred to the judiciary committee.

By Mr. Daniells: petition of F. R. Reed and 56 others, for an amendment to the liquor law;

Referred to committee on State affairs.

By Mr. David: petition of H. K. Sanger, Walter Ingersoll, F. B. Phelps and 26 others, for the restoration of the death penalty.

By Mr. McDermott: petition of J. W. Johnston and 125 others, property owners in the 9th ward of the city of Detroit, praying that the whole or part of said ward be re-annexed to the township of Springwells.

Mr. McDermott moved that the petition be printed on the journal.

Which did not prevail.

The petition was then referred to the committee on banks and incorporations.

By Mr. Thomas: petition of William Stafford and 338 others, for a law to prohibit the manufacture and sale of all intoxicating liquors as a beverage;

Referred to the committee on State affairs.

By Mr. B. Brown: petition of W. McConnell and Luman Fuller, for the restoration of the death penalty;

Referred to the judiciary committee.

By Mr. Fallass: petition of L. Day and 59 others, of Ottawa county, praying for an alteration of the prohibitory liquor law so as to prevent the manufacture and sale of wine, beer and cider;

Referred to committee on State Affairs.

By Mr. Fallass: petition of E. Booth and 33 others, against the incorporation of the village of Lowell;

Referred to the committee on banks and incorporations.

By Mr. McDermott: petition of David Kelly and 38 others, citizens of the village of Lyons, Ionia county, praying for an amendment to the militia law.

By Mr. Sessions: petition of Ara Spencer and 30 others, for the passage of a registry law;

Also, petition of H. C. Davis, John W. Morgan, and 8 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Loomis: petition of R. B. Pixley and 18 others, for the restoration of the death penalty;

Referred to the committee on the judiciary.

Also, petition of Geo. M. Hall and 16 others, citizens of Jackson county, for a registry law;

Referred to the committee on State affairs.

By Mr. Clark: petition of Jacob F. Gue, and others, citizens of Lenawee county, for a registration of births and deaths;

Referred to the committee on State affairs.

By Mr. Pratt: petition of Jas. A. Walter, L. Vandewalker, M. D. Cobb and 169 others, citizens of Kalamazoo county, for sundry amendments to the act incorporating the village of Kalamazoo;

Also, remonstrance of Alfred Latta and 15 others, against the same;

Referred to the committee on banks and incorporations.

Also, petition of Israel Kellogg, Silas Hubbard, David Putnam, and 84 others, citizens of Kalamazoo county, for amendments to the school laws;

Referred to the committee on education.

By Mr. Newman: petition of Wm. B. Hinsdale, P. B. Lyon, and 63 others, citizens of Ionia county, for restoring the death penalty;

Referred to committee on the judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to change the name of the village of Boston, in the county of Ionia,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kore,

The bill was ordered engrossed for a third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to change the name of Charles Albert Igglesden to Charles Albert Howard,

Report that they have had the same under consideration, and have instructed their chairman to report the same back, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

All which is respectfully submitted.

By order of the committee,

DAVID I. DANIELLS.

On motion of Mr. Lane,

The bill was placed on the order for third reading.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to extend the time for the collection of taxes in the township of Erie in the county of Monroe,

Respectfully report that they have had the same under consideration, and recommend that section four be amended by striking out of the fourth and fifth lines thereof the words, "as soon as practicable," and insert in place thereof "by the first Monday of June next," and when so amended recommend its passage, and ask to be discharged from the further consideration of the same.

By order of the committee.

W. P. RICHARDS.

Report accepted, and committee discharged.

Amendment concurred in.

On motion of Mr. Mulholland,

The bill was ordered engrossed for a third reading.

The committee on State affairs, presented the following report:

The committee on State affairs, to whom was referred

A bill to extend the time for the collection of taxes in the township of Battle Creek, in the county of Calhoun,

Respectfully report that they have had the same under consideration, and recommend that the words "day of April" wherever they occur in said bill, be stricken out, and the words "Monday of March," be inserted and stand for the same, and when so amended, recommend that the same do pass and ask to be discharged from the further consideration of the same.

By order of the committee,

W. P. RICHARDS.

Report accepted, and committee discharged.

Amendments concurred in.

On motion of Mr. Woolnough,

The bill was ordered engrossed for a third reading.

The committee on engrossment and enrollment presented the following report:

The committee on engrossment and enrollment report as correctly engrossed,

A bill to amend sec. 11, of an act entitled an an act to define the powers and duties of the Board of Supervisors of the several counties and to confer upon them certain local and administrative powers, approved April 8, 1851.

E. PERRY, *Chairman.*

Report accepted.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to extend the time for the collection of taxes in the township of Spring Lake, Ottawa county,

Have had the same under consideration, and have instructed their chairman to report the same back with an amendment, to-wit: amend sec. 2, by striking out all after the word "tax-roll," in line 4, to and including the word "township," in line 17, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

The report was accepted and the committee discharged.

The amendment was concurred in.

On motion of Mr. Mussey,

The bill was placed on the order for third reading.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill to regulate the liability of hotel keepers,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend that the same do not pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. S. F. Brown,

The bill was laid upon the table.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill to change the name of Hannah, Milan W., Gordan A., James W., Julia, Eva and Carrie Smith,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

Mr. Bushnell moved to strike out all after the enacting clause.

Mr. Sessions objected to the motion, and it was decided out of order.

On motion of Mr. Lane,

The bill was ordered to a third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred sundry petitions, to-wit:

The petition of Edward Williams, praying for change of name;

The petition of the township board, and others, of the township of Shiawassee, asking for a law to legalize the tax roll for 1857, and extend the time for the collection of the taxes in the same;

Also, the petition of A. Miller, Chas. G. Southworth, and 33 other

citizens of the town of Portsmouth, Bay county, asking for a law to perfect the township organization of said township, and to extend the time for collecting taxes;

And also, the petition of Jacob Barton and 22 others, asking for the extension of time for the collection of taxes in the township of LaSalle, in the county of Monroe,

Would report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and, inasmuch as bills touching the several matters to which the above named petitions relate, your committee would ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The judiciary committee submitted the following report:

The committee on judiciary, to whom was referred

A bill to confirm the name of Joseph Wegman,

Respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back without recommendation and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The bill was laid on the table.

The committee on public lands presented the following report:

The committee on public lands to whom was referred

A bill to amend sections 8 and 13 of an act entitled an act to provide for the sales of swamp lands and the reclamation thereof, and to secure the pre-emption claims of settlers thereon,

Have had the same under consideration, and recommend that it do

J. MONROE, *Chairman.*

pass, and ask to be discharged from the further consideration of the same.

Report accepted and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on public lands:

The committee on public lands, to whom was referred

A joint resolution for the relief of Alfred D. Sloan,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, recommend the passage thereof, and ask to be discharged from the further consideration thereof.

J. MONROE, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

Mr. Mussey, as chairman of the judiciary committee, reported a bill entitled

A bill further to preserve the purity of elections and guard against the abuses of the elective franchise, by a registration of electors;

Which was read twice, referred to the committee of the whole placed on the general order and ordered printed.

By the committee on public lands:

Your committee to whom was referred

A bill for making and laying out a road from Point St. Ignace, in the county of Mackinac, via. St. Marie, in the county of Chippewa, to Marquette, in the county of Marquette,

Have examined the same, and recommend that it pass.

J. MONROE, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order and ordered printed.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred a petition of A. B. Weaver and 78 others, praying for the repeal of a portion of act No. 129, of session laws of 1857, in relation to a State road in the counties of Huron and Tuscola, would respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back to the House, recommend that the prayer of the petitioners be granted, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend section 1 of an act to provide for laying out and

establishing a State road in the counties of Huron and Tuscola, approved Feb. 16, 1857,

Would respectfully report, that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to committee of the whole, placed on the general order and ordered printed.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out a State road in Ionia, Kent and Barry counties,

Would respectfully report that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred Senate bill No. 22, being

A bill to authorize the Detroit and Milwaukee Railway Company to purchase the property, &c., of the Port Huron and Milwaukee Railway Company,

Respectfully report that they have had the same under consideration, and have directed their chairman to report the bill back to the House, with amendment, with the recommendation that it do pass, as amended, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted, and committee discharged.

The amendments were concurred in.

Mr. E. H. Thomson moved that the bill be ordered engrossed for a third reading.

Mr. Mussey moved to amend, by making the bill the special order for Thursday, at 2 o'clock.

Withdrawn.

The bill was then ordered engrossed for a third reading.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE,
Lansing, January 25, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following acts:

An act entitled an act "to extend the time for the collection of taxes in the county of Wayne;" also,

An act entitled an act "to extend the time for the collection of taxes in the county of Mackinaw and in the unorganized county of Delta attached to Mackinaw."

M. WISNER.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
Lansing, January 24, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to confirm the tax rolls of the town of Ontonagon, in the county of Ontonagon, for 1857, and to extend the time for collecting the same;

Also,

A bill to extend the time for the collection of taxes in the township of Decatur, in the county of VanBuren, for the year 1858;

Senate bill No. 27,

A bill to facilitate the disposition of certain cases of appeals in chancery, pending in the Supreme Court;

Also,

A bill for the relief of school district No. 4, in the city and township of Ypsilanti;

All of which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-

thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and referred to the judiciary committee.

The second named bill was read twice and referred to the judiciary committee.

The third named bill was read twice and referred to the committee on judiciary.

The fourth named bill was read twice and referred to the committee on education.

SENATE CHAMBER,
Lansing, January 24, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bills:

A bill to change the name of William Morland;

A bill to change the name of Edward W. Milliman;

Also,

Joint resolution relative to a donation of lands by the federal government for the support of the State asylums for the insane at Kalamazoo, and the blind, deaf and dumb at Flint;

Joint resolution in reference to the pending appropriation before the Congress of the United States, for the improvement of the St. Clair Flats;

In the passage of which the Senate have concurred by a majority vote of all the Senators.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

SENATE CHAMBER,
Lansing, January 24, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, the following House bill:

A bill to extend the time for the collection of taxes in the city and certain townships in the county of Monroe,

Which the Senate have amended by inserting the words, "and of the aforesaid townships," in the 2d line of sec. 2; also, by striking out the word "May," in the 4th line of sec. 4, and inserting the word "April."

In the passage of which, as amended, the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect, by a vote of two-thirds of all said Senators, and in which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The amendment was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Felt,	Mr. Newton,
Bancroft,	Ferris,	Perry,
Beebe,	Gage,	Perkins,
Beers,	Geis,	Phelps,
Beeson,	Gilluly,	Pratt,
Brooks,	Gleasner,	Raymond,
G. W. Brown,	Grace,	Richards,
Benj. Brown,	Green,	Richardson,
S. F. Brown,	Kelly,	Robison,
A. W. Buel,	Kelsey,	Sessions,
Bush,	Kore,	Sharpe,
Carr,	Lane,	Smith,
Childs,	Loomis,	Starkweather,
Campau,	McDermott,	Thomas,
Connor,	McKinley,	R. Thompson,
Dalton,	Miles,	Warner,
Daniells,	Mitchell,	Wendell,
Davids,	Monroe,	Wilkerson,
Dickey,	Mussey,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	Speaker,
Fallas,		64

NAYS.

Mr. Bushnell, 1

The bill was then referred to the committee on enrollment and engrossment.

SENATE CHAMBER,
Lansing, January 24 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bills:

A bill to authorize the Supervisor of the township of Newburg in the county of Cass, to make a new assessment of the real and personal property of said township, and to extend the time for the collection of taxes in said township;

Also,

A bill to extend the time for the collection of taxes in the township of Owosso in the county of Shiawassee:

Also,

A bill to provide for the collection of taxes in the township of Elkland, in the county of Tuscola, for the year 1858, and to extend the time for the collection thereof;

A bill to change the name of the Swampcot Mining Company of Michigan;

In the passage of which the Senate have concurred by a majority of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very Respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were severally referred to the committee on enrollment and engrossment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. E. H. Thomson offered the following:

Resolved, That the State Treasurer be and he is hereby requested to inform this House, at his earliest convenience, of the amount of tolls collected from the Sault Ste Marie Canal since its opening; the number of vessels which have passed through the locks, discriminating between those propelled by steam or canvass, the aggregate tonnage, together with the various kinds of freight shipped either way through the canal;

Which was adopted.

Mr. E. H. Thomson also offered the following:

Resolved, That the use of this House be given to the Protestant Episcopal Church on Saturday evening, Feb. 5th, for the purpose of

holding a musical concert, the proceeds of which are intended to aid in the erection of the church of said society now being erected in this place;

Which was adopted.

Mr. Robison gave notice that on to-morrow, or some future day, he would ask leave to introduce

A bill to detach the four west towns of Washtenaw county, and to annex the same to Jackson county.

Mr. Bancroft moved that

A bill to amend an act entitled an act appropriating certain highway taxes for the improvement of a road in the counties of Saginaw, Tuscola, Genesee and Lapeer, be taken from the table and referred to the committee on roads and bridges;

Adopted.

Mr. Bushnell offered the following:

Resolved, That the committee on amendments to the constitution be instructed to inquire into the propriety of expunging sec. 1, of article 2 of the constitution;

Which was not adopted.

Mr. Wixson gave notice that he would on some future day ask leave to introduce

A bill to amend act No. 21 of the session laws of 1858.

Mr. Kelsey gave notice that he would on some future day ask leave to introduce

A bill to change the name of Charles Henry Thompson to Charles Henry Runceman.

Mr. Ferris gave notice that he would on some future day ask leave to introduce

A bill to authorize supervisors to purchase for their respective towns, N. Potter's patent machine for improving roads.

Mr. Daniells gave notice that he would on some future day ask leave to introduce

A bill to grant certain swamp lands to John Skidman.

Mr. McDermott gave notice that on some future day he would ask leave to introduce

A bill to exempt charitable societies from taxation within this State.

Mr. McDermott offered the following:

Resolved, That the Speaker appoint a committee of three, whose duty it shall be to attend to the clock and see that it keeps good time; Which was adopted.

The Speaker appointed Messrs. McDermott, Raymond and Allen said committee.

Mr. Gage, by unanimous consent, leave being granted, introduced

A bill to continue in force an act for the purchase of Webster's Dictionary by school districts;

Read twice, and referred to the committee on education.

Mr. Reynolds, previous notice having been given, and leave being granted, introduced

A bill to amend an act approved Feb. 4, 1858, entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853, and an act amendatory thereto, approved Feb. 12, 1855.

Read twice and referred to the committee on towns and counties.

Mr. Baldwin, previous notice having been given, leave being granted, introduced

A bill to amend sec. 30, chap. 10, of the compiled laws, fixing the compensation of the Board of Supervisors.

Read twice and referred to the committee on towns and counties.

Mr. H. S. Buel, previous notice having been given, and leave being granted, introduced

A joint resolution for the relief of John Crawford.

Read twice and referred to the committee on ways and means.

THIRD READING OF BILLS.

House bill No. 37, being

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize the salaries of judges of probate,

Being under consideration,

Mr. Starkweather moved to re-commit the bill to the judiciary committee, with instructions to amend by striking out "thirty-five," and inserting "twenty-five."

Mr. Mussey moved to amend the amendment by striking out "twenty-five," and inserting "thirty;"

Which did not prevail.

The motion to re-commit was then adopted.

House bill No. 12, being

A bill to amend sections 720, 724, 728, 729, 741, 746 and 778, of chapter 16, of the compiled laws of 1857, said chapter being an act entitled "an act to provide for organizing an active militia, and for other purposes," approved May 18, 1847,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. Newton,
Bancroft,	Dunbar,	Perry,
Beers,	Enos,	Phelps,
Beeson,	Fallass,	Pratt,
Brewster,	Felt,	Raymond,
Brooks,	Ferris,	Reeves,
G. W. Brown,	Gage,	Richards,
S. F. Brown,	Geis,	Robison,
A. W. Buel,	Gleasner,	Sessions,
H. S. Buel,	Grace,	Sharpe,
Bushnell,	Green,	Starkweather,
Carr,	Ke'ley,	E. H. Thomson,
Childs,	McDermott,	Warner,
Clark,	McKinley,	Watkins,
Campau,	Miles,	Wendell,
Connor,	Mitchell,	Woolnough,
Dalton,	Monroe,	Wixson,
Daniels,	Mulholland,	Speaker,
Davids,	Newman,	56

NAYS.

Mr. Baldwin,	Mr. Lane,	Mr. Richardson,
Benj. Brown,	Loomis,	Smith,
Bush,	Mussey,	R. Thompson
Gilluly,	Perkins,	Wilkerson,
Kore,		14

Title agreed to.

On motion of Mr. McDermott,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

On motion of Mr. Childs,

The rules were suspended and the bills on the order for third reading were placed on their final passage.

Senate bill, being

A bill to change the name of Hannah, Milan W., Gordon A., Julia, Eva, James W., and Carrie Smith,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perry,
Baldwin,	Felt,	Phelps,
Bancroft,	Ferris,	Pratt,
Beebe,	Gage,	Raymond,
Beers,	Geis,	Reynolds,
Beeson,	Gilluly,	Richards,
Brewster,	Grace,	Richardson,
G. W. Brown,	Green,	Robison,
S. F. Brown,	Kelley,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Lane,	Starkweather,
Carr,	McDermott,	E. H. Thomson,
Childs,	McKinley,	R. Thompson,
Clark,	Miles,	Watkins,
Connor,	Mitchell,	Wendell,
Dalton,	Monroe,	Wilkerson,
Daniells,	Mulholland,	Woolnough,
Davids,	Newman,	Speaker,
Dunbar,	Newton,	56

NAYS.

Mr. Benj. Brown,	Mr. Glessner,	Mr. Smith,
Bush,	Kore,	Warner,
Bushnell,	Mussey,	Wixson,
Dickey,		10

Title agreed to.

Senate bill, being

A bill extending the time for the collection of taxes in the township of Spring Lake, Ottawa county,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newton,
Baldwin,	Fallass,	Perry,
Beebe,	Felt,	Perkins,
Beers,	Ferris,	Pratt,
Beeson,	Gage,	Reynolds,
G. W. Brown,	Geis,	Richards,
S. F. Brown,	Gilluly,	Richardson,
A. W. Buel,	Glessner,	Robison,
H. S. Buel,	Green,	Sessions,
Bush,	Kelley,	Sharpe,
Carr,	Kelsey,	Smith,

Childs,	Kore,	E. H. Thomson,	
Clark,	Lane,	R. Thompson,	
Campau,	McDermott,	Warner,	
Connor,	Mitchell,	Watkins,	
Dalton,	Monroe,	Wilkerson,	
Daniells,	Mussey,	Woolnough,	
Dickey,	Mulholland,	Wixson,	
Dunbar,	Newman,	Speaker,	57

NAYS.

Mr. Benj. Brown, Mr. Miles, 2

Title agreed to.

On motion of Mr. Dalton,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Mr. Thomas moved that the House adjourn;

Which motion did not prevail.

House bill, being

A bill to extend the time for the collection of taxes in the township of Erie, in the county of Monroe,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Perry,	
Baldwin,	Felt,	Perkins,	
Bancroft,	Ferris,	Phelps,	
Beers,	Gage,	Pratt,	
Beeson,	Geis,	Raymond,	
Brewster,	Gilluly,	Reynolds,	
Brooks,	Glessner,	Richards,	
G. W. Brown,	Grace,	Richardson,	
S. F. Brown,	Green,	Robison,	
A. W. Buel,	Kelley,	Sessions,	
H. S. Buel,	Kelsey,	Smith,	
Bush,	Kore,	Starkweather,	
Bushnell,	Lane,	Thomas,	
Carr,	Loomis,	E. H. Thomson,	
Childs,	McDermott,	R. Thompson,	
Clark,	McKinley,	Warner,	
Campau,	Mitchell,	Watkins,	
Connor,	Monroe,	Wendell,	
Dalton,	Mussey,	Wilkerson,	
Daniells,	Mulholland,	Woolnough,	
Davids,	Newman,	Wixson,	
Dickey,	Newton,	Speaker,	
Dunbar,			67

NAYS

Mr. Fallass, Mr. Miles, 2

House bill, being

A bill to change the name of the village of Boston, in Ionia county,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Perry,
Baldwin,	Gage,	Phelps,
Bancroft,	Geis,	Pratt,
Beebe,	Gleasner,	Richards,
Beers,	Grace,	Richardson,
Beeson,	Green,	Robison,
G. W. Brown,	Kelley,	Sessions,
Benj. Brown,	Kelsey,	Sharpe,
S. F. Brown,	Kere,	Starkweather,
A. W. Buel,	Lane,	E. H. Thomson,
Childs,	Loomis,	R. Thompson,
Clark,	McDermott,	Watkins,
Connor,	McKinley,	Wendell,
Dalton,	Mitchell,	Wilkerson,
Daniells,	Monroe,	Woolnough,
Enos,	Mulholland,	Wixson,
Fallass,	Newman,	Speaker,
Felt,	Newton,	53

NAYS.

Mr. H. S. Buel,	Mr. Dickey,	Mr. Warner,
Bushnell,	Miles,	5

Title agreed to.

On motion of Mr. Gies,

The House adjourned.

—

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, and a quorum present.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Ferris offered the following:

Resolved, That the bill appropriating money from the Treasury to relieve the wants and necessities of the suffering citizens of Gratiot, Isabella, and other newly settled counties of this State, be taken from the table;

Which was adopted.

On motion of Mr. Fen

The bill was placed o

Mr. E. H. Thomso

House bill No. 31,

A bill to amend

ter 93 of the rev

tices of the pea

Was indefi

Which r

The

all was then placed on the order for third reading.

THIRD READING OF BILLS.

House bill, being

A bill to change the name of Charles Albert Iggleshart to Charles Albert Howard,

Was then read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newman,
Bancroft,	Fallas,	Newton,
Beers,	Felt,	Perkins,
Beeson,	Ferris,	Pratt,
Brewster,	Gage,	Raymond,
G. W. Brown,	Gleasner,	Reeves,
Benj. Brown,	Goodwin,	Reynolds,
S. F. Brown,	Grace,	Richards,
A. W. Buel,	Green,	Richardson,
Bush,	Kelley,	Robison,
Carr,	Kelsey,	Sharpe,
Childs,	Kore,	E. H. Thomson,
Clark,	Lane,	R. Thompson,
Campau,	Loomis,	Watkins,
Connor,	McDermott,	Wendell,
Dalton,	McKinley,	Wilkeman,
Daniells,	Monroe,	Woolnough,
Davids,	Mussey,	Speaker,
Dunbar,	Mulholland,	56

NAYS.

Mr. Baldwin,	Mr. Carpenter,	Mr. Winsor,
Bushnell,	Warner,	5

Title agreed to.

House bill, being

A bill to extend the time for the collection of taxes in the township of Battle Creek, in the county of Calhoun,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Baldwin,	Enos,	Newton,
Bancroft,	Fallass,	Perry,
Bears,	Felt,	Phelps,
Beeson,	Ferris,	Pratt,
Brewster,	Frisbee,	Raymond,
Brooks,	Gage,	Reynolds,
G. W. Brown,	Geis,	Richards,
S. F. Brown,	Gilluly,	Richardson,
A. W. Buel,	Glessner,	Robison,
H. S. Buel,	Grace,	Sharpe,
Bush,	Green,	Smith,
Bushnell,	Kelley,	Starkweather,
Carpenter,	Kore,	E. H. Thomson,
Childs,	Lane,	R. Thompson,
Clark,	Loomis,	Warner,
Campau,	McMahon,	Watkins,
Connor,	McDermott,	Wendell,
Dalton,	McKinley,	Wilkerson,
Daniells,	Mitchell,	Woolnough,
Davids,	Monroe,	Wixson,
Driggs,	Mulholland,	Speaker, 66

NAYS.

Mr. Goodwin,	Mr. Miles,	Mr. Reeves, 3

Title agreed to.

On motion of Mr. Woolnough,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, being

A bill appropriating money from the treasury to relieve the wants and necessities of the suffering citizens of Gratiot, Isabella, and other newly settled counties of this State,

Being under consideration,

Mr. Raymond offered a substitute for the bill, and moved that the bill be recommitted to the committee on ways and means, with instructions to report the substitute in place of the original bill.

Mr. Ferris demanded the previous question.

The demand was seconded, and the main question was ordered.

The motion to recommit was then lost.

The question recurring upon the passage of the bill, two-thirds of all the members elect voting therefor, it was passed by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Perry,
	Beebe,		Gage,		Perkins,
	Beeson,		Gilluly,		Phelps,
	Brewster,		Gleasner,		Pratt,
	Brooks,		Goodwin,		Raymond,
	G. W. Brown		Grace,		Reynolds,
	Benj. Brown,		Green,		Richards,
	S. F. Brown,		Kelley,		Richardson,
	Bush,		Kelsey,		Robison,
	Carr,		Kore,		Sharpe,
	Childs,		Lane,		Starkweather,
	Campau,		Loomis,		Thomas,
	Dalton,		McMahon,		E. H. Thomson,
	Daniells,		Miles,		Watkins,
	Driggs,		Mitchell,		Wilkerson,
	Enos,		Monroe,		Woolnough,
	Fallass,		Newman,		Wixson,
	Felt,		Newton,		Speaker, 54

NAYS.

Mr.	Baldwin,	Mr.	Clark,	Mr.	Mulholland,
	Bancroft,		Connor,		Smith,
	Beers,		Dunbar,		R. Thompson,
	A. W. Buel,		Fowler,		Warner,
	Bushnell,		Geis,		Wendell,
	Carpenter,				16

Pending the announcement of the vote,

Mr. Childs moved that Mr. Bancroft be excused from voting;

Which did not prevail.

On motion of Mr. Ferris,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, being

A bill to amend section 150 of an act to amend chapter 93 of the revised statutes of the year 1846, entitled, "of courts held by justices of the peace," approved Feb. 13, 1855,

Being under consideration,

Mr. A. W. Buel rose to a point of order: that the bill was not properly

before the House, the motion to reconsider the indefinite postponement of the bill being out of order, and the rule not being suspended.

The Speaker decided that the objection to the motion to reconsider should have been made at the time the motion was pending.

The question recurring upon the motion to indefinitely postpone the enacting clause of the bill,

On motion of Mr. Monroe,

The motion to indefinitely postpone was laid on the table.

Mr. Mussey, unanimous consent being given, introduced

A bill to extend the time for the collection of taxes for the year 1858;

Which was read twice, and

On motion of Mr. McMahon,

The rules were suspended, and the bill placed on its final passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Frisbee,	Mr. Perkins,
Beebe,	Geis,	Phelps,
Bears,	Gilluly,	Pratt,
Beeson,	Goodwin,	Raymond,
Brewster,	Grace,	Reynolds,
Brooks,	Green,	Richards,
Benj. Brown,	Kelsey,	Richardson,
S. F. Brown,	Korn,	Robison,
A. W. Buel,	Lane,	Sharpe,
H. S. Buel,	Loomis,	Starkweather,
Childs,	McMahon,	E. H. Thomson,
Campau,	McDermott,	R. Thompson,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Davids,	Mitchell,	Wendell,
Driggs,	Monroe,	Wilker
Enos,	Mussey,	Woo[illegible]son,
Fallass,	Mulholland,	W[illegible]nough,
Felt,	Newton,	[illegible]son,
Ferris,	Perry,	Speaker,

59

NAYS.

Mr. Allen,	Mr. Carpenter,	Mr. Gage,
Baldwin,	Clark,	Gloesner,
G. W. Brown,	Daniells,	Kelly,
Bush,	Dunbar,	Newman,
Bushnell,	Fowler,	Smith,
Carr,		

16

Title agreed to.

On motion of Mr. Lane,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Driggs, moved to take from the table,

A bill to confirm the name of Joseph Wegman;

Which motion prevailed.

On motion of Mr. Driggs,

The bill was placed on its final passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Perry,
Baldwin,	Fallass,	Perkins,
Bancroft,	Felt,	Phelps,
Beebe,	Fowler,	Pratt,
Beers,	Frisbee,	Reynolds,
Beeson,	Gage,	Richards,
Brewster,	Geis,	Richardson,
Brooks,	Gilluly,	Robison,
G. W. Brown,	Grace,	Sharpe,
Benj. Brown,	Green,	Smith,
S. F. Brown,	Kelsey,	Starkweather,
Bush,	Kore,	E. H. Thomson,
Carr,	Loomis,	R. Thompson,
Carpenter,	McMahon,	Warner,
Childs,	McDermott,	Watkins,
Clark,	McKinley,	Wendell,
Connor,	Miles,	Wilkerson,
Dalton,	Mitchell,	Woolnough,
Daniells,	Mussey,	Wixson,
Davids,	Mulholland,	Speaker,
Driggs,	Newton,	62

NAYS. 0

Title agreed to.

Mr. Fowler moved to take from the table

A bill to change the name of Luther H. Preston and Uriah C. Preston;

Which motion prevailed.

On motion of Mr. Fowler,

The bill was placed on its final passage.

The bill was read a third time, and passed, a majority all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Mulholland,
Baldwin,	Ferris,	Newton,
Beebe,	Fowler,	Perry,
Beers,	Frisbee,	Perkins,
Beeson,	Gage,	Phelps,
Brewster,	Geis,	Pratt,
G. W. Brown,	Gilluly,	Reynolds,
Benj. Brown,	Glessner,	Richards,
S. F. Brown,	Goodwin,	Richardson,
A. W. Buel,	Grace,	Robison,
H. S. Buel,	Kelley,	Sharpe,
Bush,	Kore,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	Loomis,	E. H. Thomson,
Clark,	McMahon,	R. Thompson,
Connor,	McDermott,	Watkins,
Dalton,	McKinley,	Wilkerson,
Daniells,	Miles,	Woolnough,
Davids,	Mitchell,	Wixson,
Driggs,	Mussey,	Speaker,
Dunbar,		61

NAYS.

Mr. Reeves,	Mr. Warner,	Mr. Wendell,	3

Title agreed to.

GENERAL ORDER.

The House went into committee of the whole upon the general order,

Mr. Gilluly in the chair.

After some time spent thereon, the committee rose, and through their chairman, reported that the committee of the whole house have had under consideration the following bill:

A bill to provide for the settlement and drainage of the swamp lands by actual settlers,

In consideration of which the committee have made some progress, and ask leave to sit again.

Report accepted, and leave granted.

On motion of Mr. Monroe,

The House adjourned.

Lansing, Wednesday, January 26, 1859.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Abbott.

Roll called: quorum present.

Absent at the roll call—Messrs. Carr, Greenfield and Warner.

PETITIONS PRESENTED.

By Mr. Bushnell: remonstrance of J. G. Erwin, Alfred Brush, T. J. Noyes, A. T. McReynolds, John D. Fairbanks and 63 others, citizens of Detroit, against the retrocession of the tenth ward, or any part thereof, of said city, to the township of Hamtramck;

Referred to the committee on towns and counties.

By Mr. Bancroft: petition of Dan'l B. Harrington, for the draining by the State of certain swamp lands purchased by him;

Referred to the committee on public lands.

By Mr. Daniells: petition of J. Gargett and 131 others, citizens of Gratiot county, for relief;

Referred to the committee on ways and means.

By Mr. Watkins: petition of E. C. Watkins and 30 others, for the restoration of the death penalty;

Referred to the judiciary committee.

Also,

Petition of W. S. Fuller and 24 others, for a registry law;

Referred to the committee on State affairs.

By Mr. E. H. Thomson: the proceedings of a public meeting of the citizens of Minnesota, in favor of a semi-weekly overland mail from St. Paul to Puget Sound;

Referred to committee on State affairs.

By Mr. S. F. Brown: petition of Jonas Allen, William Phillips and 46 others, citizens of Kalamazoo, asking an amendment of the present prohibitory liquor law, so as to prohibit the manufacture and sale of all alcoholic or intoxicating liquors; also,

Petition of E. B. Hanks, E. A. Simmons and 24 others, citizens of Kalamazoo, for the same purpose;

Referred to committee on State affairs.

By Mr. Phelps: remonstrance of H. S. Henderson, John H. Sayers, Peter Low and 26 others, against the restoration of the death penalty;

Referred to the judiciary committee.

By Mr. Clark: petition of H. H. Stone, H. Clay, and 14 others, citizens of Lenawee county, asking for the restoration of the death penalty;

Referred to the committee on judiciary.

Also,

Petition of Samuel E. Hart, L. G. Berry and others, citizens of Lenawee county, asking for the repeal of the stay laws;

Referred to the judiciary committee.

By Mr. Fallass: petition of O. F. Hyde and 151 others, citizens of Kent county, asking for an amendment to the prohibitory liquor law, so as to prevent the sale of wine, beer and cider;

Referred to committee on State affairs.

By Mr. Frisbee: petition of George Cowdry, Susan How, Sally Van Sternburgh, of the Olive Branch school district, in the township of Springfield, Oakland county, for relief;

Referred to the committee on education.

Also,

Petition of J. E. Davis and 52 others, citizens of Oakland county, asking for the repeal of the prohibitory liquor law, and a constitutional amendment so as to provide for a stringent license law;

Referred to special committee on amendments to the constitution.

By Mr. Thomas: petition of M. S. Williams and others, for a geological survey of Barry county;

Referred to the committee on State geology.

By Mr. Newman: petition of C. S. Robinson, Wm. Earl and 124 others, citizens of Portland, Ionia county, asking relief in behalf of the mechanics of this State from the ruinous competition with convict labor to which they are now subjected;

Referred to the committee on State Prison.

By Mr. Pratt: petition of M. L. Leach, John Stout and 34 others, for a registry of births, marriages and deaths;

Referred to the committee on State affairs.

By Mr. Driggs: petition of M. L. Gage and 21 others in favor of the death penalty;

Referred to the judiciary committee.

Also, petition of W. L. P. Little and 72 others in favor of the incorporation of East Saginaw as a city;

Also, petition of Wm. Wadsworth and 23 others, citizens of the town of Buena Vista for the same purpose;

Also, petition of all the members of the Common Council of East Saginaw, for the same purpose;

Which petitions were laid on the table, and the last named petition ordered printed in the journal.

The following is the petition:

To the Legislature of the State of Michigan:

The undersigned, members of the common council of the village of East Saginaw, respectfully represent, that the charter for the proposed city of East Saginaw, which has been introduced into your honorable body, under the title of "a bill to incorporate the city of East Saginaw," was drawn under and by the direction of the common council of the village of East Saginaw, and that the same was carefully examined by us after it was drawn, and we verily believe that it is the wish of ninety-nine one-hundredths of the people of this village that the same should pass into a law. With the hope that it may be passed, your petitioners will ever pray, &c.

Dated East Saginaw, Jan. 19, 1859.

G. A. Lathrop,	S. R. Kirby,
W. F. Glasby,	S. C. Beach,
Chas. B. Mott,	Jo. A. Large,
G. W. Merrill,	John S. Driggs, President,

Members of Common Council of village of East Saginaw.

REPORTS OF STANDING COMMITTEES.

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to provide for the collection of taxes in the township of Elkland, in the county of Tuscola, for the year 1858, and to extend the time for the collection thereof.

A bill to change the name of Edward W. Milliman.

A bill to change the name of William Moreland.

A bill to change the name of the Swamscot Mining Company of Michigan.

Also,

Joint resolution in reference to the pending appropriations before

the Congress of the United States for the improvement of the St. Clair Flats.

Also,

Joint resolution relative to a donation of lands by the Federal Government for the support of the State Asylums for the Insane, at Kalamazoo, and the Blind, Deaf and Dumb at Flint.

E. PERRY, *Chairman.*

Report accepted.

REPORTS OF STANDING COMMITTEES.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to amend chapter 95 of the revised statutes of 1846, or section 4,037 of the compiled laws of 1857,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged, the bill referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to extend the time for the collection of taxes in the township of Owosso, in the county of Shiawassee;

Also,

A bill to authorize the supervisor of the township of Newburg, in the county of Cass, to make a new assessment of the real and personal property of said township, and to extend the time for the collection of taxes in said township.

E. PERRY, *Chairman.*

Report accepted.

By the committee on public lands:

Your committee beg leave to report that they have had the petition of Wm. Knapp and others, asking for a reduction on the original cost of section 16, in town 5 south, range 7 west, beg leave to present

A joint resolution for the relief of the aforesaid Wm. Knapp and others, and recommend that it pass.

J. MONROE, *Chairman.*

Report accepted and the committee discharged.

The joint resolution was read twice, and,

On motion of Mr. Monroe,

The joint resolution was placed on the order for third reading.

By the committee on education:

The committee on education, to whom was referred

Senate bill No. 2, entitled

A bill authorizing the Superintendent of Public Instruction to appoint a deputy,

Beg leave respectfully to report, that they have had the said bill under consideration, and have instructed the chairman *pro tempore* to report the bill back with the following amendment, to-wit: in section 2, 1st line, strike out the word "six," and insert the word "seven," in which amendment the concurrence of the House is asked, and the committee recommend that the bill, when so amended, do pass, and ask to be discharged from the further consideration thereof.

Respectfully submitted.

FOSTER PRATT, *Chairman.*

The report was accepted, committee discharged, the amendment concurred in, and the bill placed on the order for third reading.

The committee on education submitted the following report:

The committee on education, to whom was referred

The petition of Horatio Lee and 26 others, citizens of Oakland county, asking for an amendment of section 187 of the primary school law,

Respectfully report that having had the said petition under consideration, have instructed their chairman, pro-tempore, to report the following bill, and ask to be discharged from the further consideration thereof.

FOSTER PRATT, *Chairman.*

The report was accepted, the committee discharged, and the bill read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on ways and means:

The committee on ways and means, to whom was referred the petition of John Crawford, of Pennsylvania, asking for the payment of in-

terest on certain internal improvement warrant bonds, and the joint resolution authorizing the board of State Auditors to adjust and allow said claim, have had the same under consideration, and instructed their chairman to report the same back, and recommend that the same do not pass, for the reason that the act authorizing the issue of that class of internal improvement warrant bonds, required that provision should be made for the surrender of the bonds at the will of the State; such provision was incorporated in the bonds under consideration, and the same surrendered and paid in accordance with the provision of an act passed in Feb., 1853—and asked to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickey,

Leave was granted to the petitioner to withdraw his petition, and the joint resolution was laid on the table.

The special committee to whom was referred the matter of inquiring into the irregularity of the clock belonging to this House, respectfully beg leave to report, through their chairman, that they have had the said clock under arrest, and after a careful examination have come to the conclusion that the said clock is in a mixed condition, and from its present appearance has not been cleaned since Michigan was a Territory. Your committee are also of the opinion that it is as impossible for the said clock to keep regular hours, in its present condition, as it is for some of the members of this body. Your committee recommend that the said clock be given in charge of the Sergeant-at-arms, and that he be instructed to convey the same to some clock doctor, and instruct him to apply Conger's Magic Regulator, in order that it may be thoroughly purged. Your committee would respectfully suggest that in their opinion the said clock would receive a more scientific treatment in the vicinity of Midland than in any other locality, and respectfully ask to be discharged from further consideration in the matter.

All of which is respectfully submitted.

Yours, &c.,

JOHN McDERMOTT, *Chairman.*
H. RAYMOND,
GEO. W. ALLEN,
Committee.

Report accepted and laid upon the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

Senate bill No. 51,

A bill to provide for laying out a State road in the county of Ontonagon;

No. 11. A bill to amend section 63 of chapter 103 of the revised statutes of 1846, in relation to bills of exceptions, being section 4,405 of the compiled laws of 1857;

No. 47. A bill to provide for the election of officers of school district No. 11, of the township of Ann Arbor, and to define the powers and duties of such district and officers;

No. 64. A bill to amend section 1,813, being section 15, of chapter 63, of the compiled laws;

The three first of which have passed the Senate by a majority vote of all the Senators elect, and the last by a two-thirds vote. In which the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill read twice, and referred to the committee on roads and bridges.

The second named bill was read twice, and referred to the committee on banks and incorporations.

The third named bill was read twice, and referred to the committee on ways and means.

The fourth named bill was read twice, and referred to the committee on banks and incorporations.

Also, the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

No. 62,

A bill to amend section 30 of chapter 128 of the revised statutes of 1846, in relation to recognizances in criminal cases, and to repeal section 32 of said chapter;

No. 29,

A bill to amend an act entitled an act to aid in the improvement of a certain highway in the counties of Oakland, Genesee, Tuscola and Saginaw, approved Feb. 16, 1857;

No. 53,

A bill for the benefit of fractional school district No. 1 of Vassar, and No. 2 of Tuscola;

No. 61,

A bill to authorize the directors of the Chicago, Detroit and Canada Grand Trunk Junction Railroad Company to be represented at Board of Directors by proxy.

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the judiciary committee.

The second named bill was read twice and referred to committee on roads and bridges.

The third named bill was read twice and referred to the committee on towns and counties.

The fourth named bill was read twice and referred to the committee on banks and incorporations.

Also, the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

Senate bill, No. 25, being

A bill for the improvement of the road from the Saginaw river, opposite Bay City, in Bay county, to Saginaw City, in Saginaw county;

Senate bill No. 3, being

A bill to amend section 28 of an act entitled "an act for the formation of companies to construct plank roads," approved April 8, 1851;

Which have passed the Senate by a majority vote of all the Senators elect. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on roads and bridges.

The second named bill was read twice, and referred to the committee on internal improvement.

Also the following:

SENATE CHAMBER,
Lansing, January 25, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to authorize and require the County Treasurer of Chippewa county, in this State, to make return of the delinquent taxes in said county for the years 1856 and 1857,

In the passage of which, the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect, by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was refered to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

1. A bill to revise and amend the charter of the city of Saginaw;

2. Senate bill, No. 58,

A bill to enlarge the boundaries of the townships of L'Anse and Portage, in the county of Houghton;

3. Senate bill No. 66,

A bill to amend an act entitled an act to incorporate the village of Tecumseh;

4. Senate bill No. 55,

A bill to amend an act to incorporate the city of St. Clair, approved Feb. 4th, 1858;

5. Senate bill No. 54,

A bill to extend the limits and jurisdiction of the city of Ann Arbor, in relation to burying grounds;

6. A bill to change the name of the village of Montrose, in Ionia county, to Muir;

7. A bill to change the name of the village of Fremont, in the county of Alpena;

Which have passed the Senate by a majority vote of all the Senators elect, and all ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on banks and incorporations.

The second named bill was read twice, and referred to the committee on towns and counties.

The third named bill was read twice and referred to the committee on banks and incorporations.

The fourth named bill was read twice and referred to the committee on banks and incorporations.

The fifth named bill was read twice, and referred to the committee on State affairs.

The sixth named bill was read twice, and referred to the committee on internal improvement.

The seventh named bill was read twice, and referred to the committee on federal relations.

Also, the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to incorporate the city of Battle Creek,

A bill to amend an act entitled "an act to provide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839, p. 379, vol. 1, of compiled laws.

The title to which, the Senate have amended so as to read as follows:

A bill to amend sec. 1132, chap. 28, of the compiled laws, being an act entitled "an act to provide for the recording of town plats, and for vacating the same in certain cases."

Also,

A bill to legalize the tax roll of the township of Shiawassee, in the county of Shiawassee, for the year 1857, and authorize the collection of the same,

Which the Senate have amended by striking out the word, "April" in the 3d line of sec. 2, and inserting "March;" also, striking out "April," in the last line of said section and inserting "March;" also, striking out "June" in section 5, and inserting "April."

In the passage of which as amended, the Senate have concurred by a majority of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators, in which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was referred to the committee on enrollment and engrossment.

The amendment to the title of the second named bill was concurred in, and the bill referred to the committee on enrollment and engrossment.

The amendments to the third named were concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newton,
Baldwin,	Enos,	Perry,

Bancroft,	Felt,	Perkins,
Beebe,	Ferris,	Phelps,
Beers,	Fowler,	Pratt,
Brewster,	Frisbee,	Raymond,
Brooks,	Gage,	Reeves,
G. W. Brown,	Gies,	Reynolds,
Benj. Brown,	Gilluly,	Richards,
S. F. Brown,	Grace,	Richardson,
A. W. Buel,	Green,	Sessions,
H. S. Buel,	Kelley,	Sharpe,
Bush,	Kelsey,	Thomas,
Bushnell,	Kore,	E. H. Thompson,
Carr,	Lane,	R. Thompson,
Carpenter,	Loomis,	Wallace,
Childs,	McDermott,	Watkins,
Clark,	Miles,	Wendell,
Campau,	Mitchell,	Wilkerson,
Connor,	Monroe,	Woolnough,
Dalton,	Mussey,	Wixson,
Daniells,	Mulholland,	Speaker,
Driggs,		67

NAYS. 0

The bill was then referred to the committee on engrossment and enrollment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill to punish for fraudulently embezzling, concealing or removing goods or chattels, under chattel mortgage.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill to amend section 5, of chapter 117 of the compiled laws.

Mr. Bancroft rose to a question of privilege, requesting the correction of the journal, as follows:

The journal of yesterday reads as follows, after the vote upon the bill to relieve the wants of the suffering and destitute citizens of Gratiot, Isabella and other new counties:

"Pending the announcement of the vote,

"Mr. Childs moved that Mr. Bancroft be excused from voting;

"Which did not prevail."

And to correct as follows:

Pending the announcement of the vote,

Mr. Bancroft stated that he had hoped an opportunity would be af-

forded for a vote upon the substitute for the bill, which he was in favor of; but that as such opportunity had been refused, he had no desire to be excused, and should vote nay, on the original bill.

Correction ordered.

Mr. A. W. Buel moved that the committee of the whole be discharged from the further consideration of the bill to provide for the settlement and drainage of the swamp lands by actual settlers, and that it be recommitted to the committee on public lands;

Which motion was adopted.

Mr. Wilson, gave notice that on some future day he would ask leave to introduce

A bill to provide for the formation of highway districts on township lines.

Mr. E. H. Thomson gave notice that on some future day he should ask leave to introduce

A joint resolution for the establishment of a semi-weekly overland mail from St. Paul, in the State of Minnesota, to Puget Sound, on the coast of the Pacific ocean.

The hour of eleven o'clock having arrived, the House went into committee of the whole upon the

SPECIAL ORDER,

Mr. Loomis in the chair,

And after some time spent thereon, the committee rose, and through their charman reported as follows:

The committee of the whole have had under consideration

House bill No. 28, being

A bill to amend an act entitled "an act disposing of certain grants of land made to the State of Michigan for railroad purposes" by act of Congress, approved June 3, 1856, approved Feb. 14, 1857,

In the consideration of which the committee have made some progress, and ask leave to sit again.

Report accepted and leave granted.

On motion of Mr. Woolnough,

The House adjourned.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Rolled called: quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to extend the time for the collection of taxes in the township of Clay, St. Clair county,

Would respectfully report that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, with a recommendation that the same do pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McMahon,

The bill was placed on the order for third reading.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to provide for the re-assesament and collection of taxes in the township of Marshall. county of Calhoun, for the year 1856,

Would respectfully report, that they have had the same under consideration, and after due deliberation thereon, recommend the passage thereof, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickey,

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on State affairs:

Your committee, to whom was referred

A bill to provide for the admission of clergymen to visit prisoners confined in any jail or prison in this State,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to

report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

No. 67,

A bill to amend sections 2, 3, 6, 7, 8, 9 and 12 of an act entitled an act to provide for the draining of swamps, marshes, and other low lands, approved Feb. 17, 1857;

Also,

A bill to authorize the conveyance of a certain lot in the village of Lansing, to the trustees of the society of United Brethren;

Also,

A bill to authorize the trustees of the Baptist church and society of Paw Paw to mortgage real estate;

Also,

Joint resolution for the relief of William Davidson;

Which have passed the Senate by a majority vote of all the Senators elect, and the three bills been ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and referred to the committee on State affairs.

The second named bill was read twice and referred to the judiciary committee.

The third named bill was read twice and referred to the committee on ways and means.

The joint resolution was read twice and referred to the committee on public lands.

Also the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to extend the time for the collection of taxes in the township of Erie, in the county of Monroe,

Amended by the Senate, by striking out "June" in section 4, and inserting "April."

A bill to extend the time for the collection of taxes for the year 1858, in the township of Allegan, in the county of Allegan;

Which the Senate have amended by adding a new section to stand as section 4, as follows:

"Sec. 4. A transcript of all unpaid taxes returned to the County Treasurer in pursuance of the laws of this State, and the provisions of this act, shall be returned to the Auditor General by the first Monday in April next, and such unpaid taxes shall be collected in the same manner, and with interest computed from the same time as other taxes for the year 1858, duly returned to the Auditor General for non-payment."

Also,

A bill to extend the time for the collection of taxes in the township of Albion, in the county of Calhoun;

Which the Senate have amended by striking out "June" in the 4th section, and inserting "April."

In the passage of which as amended the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all of said Senators, in which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The question being upon concurring in the amendment made to the bill, entitled

A bill to extend the time for the collection of taxes in the township of Erie, in the county of Monroe,

On motion of Mr. Mulholland,

The amendment was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newman,
Beeson,	Fallass,	Newton,
Brewster,	Felt,	Perry,
Brooks,	Fowler,	Perkins,
G. W. Brown,	Frisbee,	Phelps,
Benj. Brown,	Gage,	Pratt,
S. F. Brown,	Gies,	Raymond,
A. W. Buel,	Goodwin,	Reeves,
H. S. Buel,	Grace,	Richards,
Bush,	Green,	Richardson,
Carr,	Kelley,	Robison,
Carpenter,	Kelsey,	Sharpe,
Childs,	Kore,	Thomas,
Clark,	Lane,	E. H. Thomson,
Campau,	Loomis,	R. Thompson,
Connor,	McMahon,	Wendell,
Dalton,	McDermott,	Wilkerson,
Daniells,	McKinley,	Woolnough,
Davids,	Mussey,	Wixson,
Dickey,	Mulholland,	Speaker,
Dunbar,		61

NAYS.

Mr. Bushnell, 1

The question being upon concurring in the amendment made to the bill, entitled

A bill to extend the time for the collection of taxes for the year 1858 in the township of Allegan, in the county of Allegan,

On motion of Mr. Baldwin,

The amendment was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Phelps,
Beers,	Fowler,	Pratt,
Beeson,	Frisbee,	Reeves,
Brewster,	Gage,	Reynolds,
Brooks,	Gies,	Richards,
G. W. Brown,	Gilluly,	Richardson,
Benj. Brown,	Goodwin,	Robison,
S. F. Brown,	Grace,	Sessions,

A. W. Buel,	Green,	Sharpe,
H. S. Buel,	Kelley,	Smith,
Bush,	Kelsey,	Starkweather,
Carr,	Lane,	Thomas,
Carpenter,	Loomis,	E. H. Thomson,
Childs,	McMahon,	R. Thomson,
Clark,	McDermott,	Wallace,
Campau,	McKinley,	Warner,
Connor,	Mussey,	Watkins,
Dalton,	Mulholland,	Wendell,
Daniells,	Newman,	Wilkerson,
Davids,	Newton,	Woolnough,
Dickey,	Perry,	Wixon,
Dunbar,	Perkins,	Speaker,
Enos,		67

NAYS. 0

The question being upon concurring in the amendment made to the bill entitled

A bill to extend the time for the collection of taxes in the township of Albion, in the county of Calhoun,

On motion of Mr. Monroe,

The amendment was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Newton,
Beebe,	Dunbar,	Perry,
Beers,	Enos,	Perkins,
Beeson,	Fallass,	Pratt,
Brewster,	Felt,	Raymond,
Brooks,	Fowler,	Reynolds,
G. W. Brown,	Frisbee,	Richards,
Benj. Brown,	Gage,	Richardson,
S. F. Brown,	Gies,	Robison,
A. W. Buel,	Gilluly,	Sessions,
H. S. Buel,	Goodwin,	Sharpe,
Bush,	Grace,	Smith,
Bushnell,	Green,	Thomas,
Carr,	Kelley,	E. H. Thomson,
Carpenter,	Kelsey,	R. Thompson,
Childs,	Kore,	Wallace,
Clark,	Lane,	Warner,
Campau,	Miles,	Watkins,
Connor,	Mitchell,	Wendell,
Dalton,	Monroe,	Wilkerson,
Daniells,	Mussey,	Woolnough,
Davids,	Mulholland,	Wixson,
Dickey,	Newman,	Speaker, 69

NAYS. 0

Also the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend an act entitled an act to provide for laying out and establishing a State road in Clinton, Gratiot, Shiawassee and Genesee counties, approved Feb. 17, 1857;

Also,

A bill to amend certain sections of an act entitled an act to incorporate the village of Albion, approved Feb. 9, 1855;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were referred to the committee on enrollment and engrossment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Daniells gave notice that he would on some future day ask leave to introduce

A bill to amend an act to provide for the construction of a State road from Saginaw city, by way of St. Louis and Ithaca, in Gratiot county, to St. Johns, in Clinton county, approved Feb. 13, A. D. 1857.

Mr. Phelps offered the following:

Resolved, That the Auditor General be and he is hereby requested to furnish the Clerk of this House a sufficient number of copies of the tax law, in pamphlets, to supply the members and officers of the House with one copy each, and that the same be laid upon the tables of the members.

Which was adopted.

Mr. Kelsey offered the following:

Resolved, That the use of this Hall, on Friday evening next, be and is hereby granted to the Quartette Harmonians, for the purpose of giving a concert.

Which was adopted.

Mr. Brooks gave notice that he should, on some future day, ask leave to introduce

A bill to lay out a State road from the county of Mecosta to the county seat of Oceana.

Mr. Richardson, in accordance with previous notice, leave being granted, introduced

A bill appropriating certain highway taxes for the improvement of a road in the counties of Tuscola and Huron;

Which was read twice, and referred to the committee on internal improvement.

Mr. Driggs, previous notice having been given, and leave being granted, introduced

A bill to incorporate a board of education for the city of East Saginaw;

Which was read twice and referred to the committee on education.

Also,

An act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853;

Which was read twice and referred to the judiciary committee.

Also,

A bill to amend an act entitled "an act to provide for the formation of companies to construct plank roads," approved April 8, 1851,

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Sessions, notice having been given, and leave being granted, introduced

A joint resolution relative to binding the school laws of the State;

Which was read twice and referred to the committee on printing.

SPECIAL ORDER.

The House resumed the consideration of the special order, in committee of the whole,

Mr. Loomis in the chair;

And after a short time spent thereon, the committee rose, and through their chairman, reported as follows:

The committee of the whole of the House have had under consideration

A bill to amend an act disposing of certain grants of land made to

the State of Michigan for railroad purposes, by act of Congress approved June 3, 1856, approved Feb. 14, 1857,

And have instructed their chairman to report the same back to the House.

Report accepted and committee discharged, and the bill placed on the order of unfinished business.

The House went into committee of the whole upon the

GENERAL ORDER.

Mr. Loomis in the chair;

And after some time spent thereon, the committee rose and through their chairman reported that the committee of the whole house have had under consideration the following bills:

A bill to provide for laying out and constructing a State road through the counties of Iosco, Ogemaw and others,

To which an amennment has been made.

Also,

A bill for the protection of gas light companies;

To which sundry amendments have been made.

Also,

A bill relating to taxing gas light companies;

Which the committee recommend be indefinitely postponed.

Also,

A bill to amend section 7, chapter 99 of the revised statutes of 1846, (compiled laws, vol. 2, section 4,161,)

To which no amendments have been made.

Also,

A bill to amend section 95, of chapter 78 of the compiled laws of 1857, relative to primary schools,

To which an amendment has been made.

Also,

A bill to provide for settlements and compromises by partners and joint debtors,

To which an amendment has been made,

And ask that the House concur in the action of the committee.

Report accepted.

The amendment to the first named bill, being

A bill to provide for laying out and constructing a State road through the counties of Iosco, Ogemaw and others,

Was concurred in,

And the bill ordered engrossed for a third reading.

The question being upon concurring in the amendment to the bill entitled

A bill for the protection of gas light companies,

The amendment to strike out all after the enacting clause was not concurred in.

The amendment to strike out the words "half of one" before the words "per cent," was concurred in.

Mr. McMahon moved to strike out "and amount of money borrowed," in line 8, sec. 14;

Which motion did not prevail.

Mr. McMahon moved to lay the bill on the table;

Which motion was not adopted.

The bill was then ordered engrossed for a third reading.

The question being on concurring in the recommendation of the committee to indefinitely postpone

A bill relating to taxing gas light companies,

The same was indefinitely postponed.

The bill, entitled

A bill to amend section 7, chapter 99 of the revised statutes, (compiled laws, vol. 2, sec. 4161,)

Was placed on the order for third reading.

The question being upon concurring in the amendment made to the bill entitled

A bill to amend section 95, of chapter 78, of the compiled laws of 1857, relative to primary schools,

The same was concurred in, and the bill ordered engrossed for a third reading.

The question being upon concurring in the amendments made to the bill, entitled

A bill to provide for settlements and compromises by partners and joint debtors,

The same was concurred in and the bill ordered engrossed for a third reading.

On motion of Mr. Carr, the House adjourned.

Lansing, Thursday, January 27, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Lee.

Roll called: quorum present.

Absent at the roll call, Messrs. Carr, Carpenter and Phelps.

PETITIONS PRESENTED.

By Mr. Kelsey: of John Runceman, for a law to change the name of Charles Henry Thompson to the name of Charles Henry Runceman;

Referred to the committee on the Judiciary.

By Mr. Fowler: petition of H. Shafer and 88 others, citizens of Hillsdale county, asking that relief be granted to mechanics from competition with convict labor;

By Mr. McMahon: petition of John Quigley, Emile Thurber, Frank Gerton, and others, against the teaching and employment of convicts at mechanical trades in the State Prison;

Also, of Marcus Stevens, J. H. Farwell & Co., and other citizens, for the same;

Also, of John M. Moore, William Shaunessy, and others, for the same;

Also, of S. T. Newhall, C. C. Robinson, John Leonard, H. A. Lyon, and others, for the same;

Also, of John Stevens, M. J. Chaffer, Phillip Hummell, and others, for the same;

Also, of P. McTerney, M. G. Rumery, T. H. Armstrong, and others for the same;

Also, of William Barclay and others, for the same;

Also, of John Christie, C. C. Tyler, and others, for the same;

Also, of Wm. Wingert, Jas. Flower, and others, for the same;

Also, of J. A. Briscoe, J. R. Newburgh, and others, for the same;

All of which were referred to the committee on State Prison.

By Mr. Driggs: petition of G. A. Lathrop and 79 others, citizens of East Saginaw, praying the Legislature not to restore the death penalty;

Referred to the committee on the judiciary.

By Mr. Brooks: petition of James Barton and 31 others, praying for a State road from the county of Mecosta to the county seat of Oceana;

Referred to the committee on roads and bridges.

Also, petition of Melvin W. Scott, Oliver Swain, and 42 others, for the same purpose;

Referred to the same committee.

By Mr. Loomis: petition of L. D. Hale, O. P. Chubb and 67 others, citizens of Jackson county, praying for an amendment to the act to provide for the incorporation of institutions of learning;

Referred to the committee on education.

By Mr. Sessions: petition of Lemuel P. Davis and 54 other citizens of Ionia county, for a registry law;

Referred to the committee on State affairs.

By Mr. Mulholland: petition of Oliver Laduke and 58 others, of the township of Ash, in the county of Monroe, in favor of a drainage law;

Referred to the committee on State affairs.

By Mr. Loomis; petition of N. S. Hubbel, Peterson & Simpson, and 50 others, of Jackson, for the enactment of a law to prevent the teaching of any mechanical trade in the State prison;

Referred to the committee on State affairs.

Also,

Petition of M. Collamer, A. B. Tinker and 214 others, of Jackson for the same purpose;

Referred to the same committee.

By Mr. Enos: petition of Hiram Rogers and other citizens of Edwardsburgh, Cass county, praying for amendments to the present prohibitory liquor law, so as to prevent the manufacture and sale of all intoxicating liquors as a beverage.

By Mr. A. W. Buel: petition of Francis Raymond and others, for an amendment to the law fixing the fees of registers of deeds in recording deeds and village and town plats;

Referred to the judiciary committee.

By Mr. Mussey: the memorial of Charles T. Harvey of Marquette, asking to be allowed to take his rightful seat in this House now occupied by Ebenezer Warner, as the Representative from the district composed of Chippewa, Marquette and other counties.

Referred to the committee on elections.

By Mr. Campau, petition of Henry D. Mars and 20 others, praying for a law fixing a uniform tariff of fees for recording city and village plats.

Referred to committee on State affairs.

By Mr. H. S. Buel: petition of A. H. Green, J. W. Youngs and 76 other citizens of Oakland county, asking for the restoration of the death penalty.

Referred to the judiciary committee.

By Mr. Benj. Brown: petition of Geo. Harper and 33 others, to legalize the records of roads in the townships of Milford, Commerce and Novi.

Referred to the committee on roads and bridges.

By Mr. Daniells: petition of Milton P. Burtch and 16 others, citizens of Clinton county, for an amendment to the highway laws.

Referred to the committee on towns and counties.

By Mr. Lane: petition of Rufus Babbitt, Cyrus Eaton and 40 others, for a law deterring any officer, county or State, of federal officers, from delivering up fugitive slaves.

Referred to the committee on federal relations.

By Mr. Thomas: petition of H. L. Holcomb and 19 others, for a restoration of the death penalty;

Referred to committee on the judiciary.

By Mr. Glessner: petition of M. A. Hewitt, Alvarado Brown, Alford Gage, and 50 others, of Quincy, praying for the passage of a law prohibiting the sale of wine, beer, and all intoxicating liquors;

Referred to committee on State Affairs.

By Mr. Driggs: petition of M. Jeffreys and 40 others, citizens of East Saginaw, praying the Legislature to take measures to develop the salt springs of our State;

Ordered printed, and referred to the special committee on that subject.

The following is the petition:

To the Honorable the Legislature of the State of Michigan:

The undersigned, citizens of the State of Michigan, believing that the salt rock underlies the Southern Peninsula of our State, and in many places sufficiently near the surface of the ground to admit of as successful a business of salt-making being done in this State, (as is now prosecuted in the State of New York,) particularly in and about Grand Rapids, where salt has been successfully manufactured, to the amount of hundreds of bushels per day, by individual enterprise; also believing that there is no single thing or enterprise can be promulgated within our borders that will equally tend to enrich our whole State, as a speedy

development of the resources of our State in this very necessary article; also, believing that the State has the ability, and should make haste to use their ability, (as was done by the State of New York,) in bringing about the inevitable results that must flow from an early prosecution of salt manufacture to complete success, would earnestly, for the benefit of our entire commonwealth, petition your honorable body to take the whole subject under mature consideration, and speedily pass some act or acts that will best subserve our whole and best interests in this regard.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to authorize the County Treasurer of Chippewa county, in this State, to make returns of the delinquent taxes in said county for the years 1856 and 1857;

A bill to legalize the tax roll of the township of Shiawassee, in the county of Shiawassee, for the year 1857, and authorize the collection of the same;

A bill to extend the time for the collection of taxes in the city and certain townships in the county of Monroe.

E. PERRY, *Chairman.*

Report accepted.

By the committee on towns and counties:

The committee on towns and counties, to whom were referred sundry petitions of citizens of Sebewaing and Tuscola, asking that the township of Sebewaing may be permanently attached to Tuscola, ask leave to report, that they have had the same under consideration, and have instructed their chairman to report that in their opinion the prayer of the petitioners should not be granted, and the said petitioners have leave to withdraw their petitions, and that your committee be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged, and leave granted to the petitioners to withdraw the petition.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 53,

A bill for the benefit of fractional school district No. 1, of Vassar, and No. 2, of Tuscola,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Also, Senate bill No. 58, entitled

A bill to enlarge the boundaries of the townships of L'Anse and Portage, in the county of Houghton,

Ask leave to report it back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

The report was accepted, the committee discharged, and the several bills were placed on the order for third reading.

The committee on ways and means, to whom was referred,

A bill for the election of officers in school district No. 11 of the city and township of Ann Arbor, and to define the powers and duties of such district and officers,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Ch'n.*

Report accepted, and committee discharged.

Mr. McMahon moved to lay the bill on the table.

Which motion prevailed.

By the committee on ways and means:

The committee on ways and means to whom was referred

A bill to authorize the trustees of the Baptist church and society, of Paw Paw, to mortgage real estate and church edifice to secure the payment of moneys borrowed, to be expended in completing and furnishing said church,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

CHAS. DICKEY, *Chairman.*

Report accepted, committee discharged and the bill placed on the order for third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

The petition of Isaac Green and 55 others, citizens of the county of Sanilac, praying for the amendment of act 79 of session laws of 1858,

Report that they have had the same under consideration, and have instructed their chairman to report the same back, and recommend that the same be referred to the committee on roads and bridges, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The petition was referred, according the recommendation of the committee.

By the committee on printing:

The committee on printing, to whom was referred

Joint resolution relative to printing and distributing the Reports of the trustees of the asylum for the insane, and for the deaf, dumb and blind,

Have had the subject under considerotion, and have instructed their chairman to report the same back to the House with the following amendments: In third line strike out the word "extra," and substitute the word "biennial," for "annual." In the eighth line strike out the word "annually." In the eleventh line strike out the word "three," and substitute the word "two;" in the 13th line strike out the word "two," and substitute the word "one;" in the 14th line strike out the word "five," and substitute the word "seven." With these amendments the committee recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

W. W. WOOLNOUGH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pratt,

The amendments were concurred in.

On motion of Mr. Woolnough,

The joint resolution was ordered engrossed for a third reading.

By the committee on public lands:

Your committee have had under consideration a joint resolution passed by the Hon. Senate, for the relief of Wm. Davidson,

And after examination, recommend its passage.

J. MONROE, *Chairman.*

Report accepted, and committee discharged.

The joint resolution was placed on the order for third reading.

REPORTS OF SPECIAL COMMITTEES.

By the committee on amendments to the constitution.

The special committee on constitutional amendments, to whom was referred

A joint resolution proposing an amendment to sec. 2, art. 18, of the constitution of this State, relative to the action of Commissioners of Highways,

Would respectively report that they have had the same under consideration, and that in the opinion of your committee the amendment proposed is imperatively demanded by the people of this State, to the end that the Legislature may so amend our highway law that the Commissioners of Highways shall be authorized to lay out roads without the intervention of a jury; they would therefore report the same back to the House and recommend that it do pass.

FABIUS MILES, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole placed on the general order and ordered printed.

EXECUTIVE OFFICE,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following acts:

An act entitled an act "to change the name of William Moreland, of the county of Macomb, and State of Michigan;"

Also,

An act entitled an act "to change the name of Edward W. Milliman;"

Also,

An act entitled an act "to provide for the collection of taxes in the township of Elkland, in the county of Tuscola, for the year 1858, and to extend the time for the collection thereof;"

Also,

An act entitled an act "to change the name of the Swamscot Mining Company of Michigan;"

Also,

An act entitled an act "to authorize the supervisor of the township of Newburg, in the county of Cass, to make a new assessment of the real and personal property of said township, and to extend the time for the collection of taxes in said township;"

Also,

An act entitled an act "to extend the time for the collection of taxes in the township of Owosso, in the county of Shiawassee;"

Also,

A joint resolution "in reference to the pending appropriation before the Congress of the United States for the improvement of the St. Clair Flats;"

Also,

A joint resolution "relative to a donation of lands by the Federal Government to the State of Michigan, for the support of the State Asylums for the Insane, Blind, Deaf and Dumb."

M. WISNER.

COMMUNICATIONS FROM STATE OFFICERS.

AUDITOR GENERAL'S OFFICE,
Lansing, January 27, 1859.

C. V DELAND, *Clerk of the House of Representatives,*

DEAR SIR:—I transmit herewith eighty-six copies of the tax law, in pamphlets, to supply the members and officers of the House, in accordance with a resolution of the House, of this date.

Very respectfully,

DANIEL L. CASE.
Auditor General.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill donating 640 acres of land to Mrs. Rogers, wife of Henry D. Rogers,

Which the Senate have amended as follows: by inserting after the word "office," in the second line of section 1, the words "when he shall receive satisfactory evidence of the fact stated in the preamble." Also, by striking out the word "patent," in the 2d line of section 1, and inserting the words "certificate of purchase." Also, by striking out in 1st line of section 2, the words "and patented," and inserting "and the said certificate shall have been issued." Also, by adding at the end of section 2,the words,, "and the Governor ofthe State may at any time thereafter issue a patent as though said land had been paid for."

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. And in which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The question being upon concurring in the amendments made by the Senate,

On motion of Mr. Daniells,

The amendment was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Baldwin,	Felt,	Perry,
Bancroft,	Ferris,	Perkins,
Beers,	Fowler,	Pratt,
Beeson,	Frisbee,	Reeves,
Brewster,	Gage,	Richards,
Brooks,	Gies,	Richardson,
G. W. Brown,	Gilluly,	Robison,
S. F. Brown,	Gleesner,	Sessions,
A. W. Buel,	Goodwin,	Sharpe,
H. S. Buel,	Grace,	Smith,
Bush,	Green,	Starkweather,
Carr,	Kelley,	Thomas,
Childs,	Kore,	E. H. Thomson,
Clark,	Lane,	R. Thompson,
Campau,	McDermott,	Wallace,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Daniells,	Mitchell,	Wendell,
Dickey,	Monroe,	Wilkerson,

	Driggs,	Mussey,	Wixson,
	Dunbar,	Newman,	Speaker,
	Enos,		67

NAYS.

Mr.	Beebe,	Mr. McMahon,	Mr. Mulholland,
	Loomis,		4

The bill was then referred to the committee on engrossment and enrollment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Daniells gave notice that on some future day he would ask leave to introduce

A bill to grant 40 acres of swamp land to James May Craft.

Mr. E. H. Thomson gave notice that he would on to-morrow ask leave to introduce

A bill amending chapter 6, section 71, title 3, of the compiled laws being an act to provide for holding general and special elections.

Mr. Gilluly gave notice that he would at some future day ask leave to introduce

A bill to amend section 66, of chapter 78, of compiled laws, and to strike out sec. 95 of same chapter.

Mr. Bush, unanimous consent being given, introduced

A bill to extend to extend the time for the collection of taxes in the county of Livingston,

The bill was read twice, when,

On motion of Mr. Gilluly,

The rules were suspended and the bill placed on its final passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Perkins,
	Beers,		Fowler,		Pratt,
	Beeson,		Frisbee,		Raymond,
	Brewster,		Gage,		Reeves,
	Brooks,		Gies,		Reynolds,
	G. W. Brown,		Gilluly,		Richards,
	Benj. Brown,		Glessner,		Richardson,
	S. F. Brown,		Grace,		Robison,
	A. W. Buel,		Green,		Sessions,
	H. S. Buel,		Kelley,		Sharpe,
	Bush,		Kelsey,		Smith,
	Childs,		Kore,		Starkweather,

Clark,	Lane,	Thomas,	
Campau,	Loomis,	E. H. Thomson,	
Connor,	McMahon,	R. Thompson,	
Dalton,	McDermott,	Wallace,	
Daniells,	McKinley,	Warner,	
Davids,	Monroe,	Watkins,	
Dickey,	Mussey,	Wendell,	
Driggs,	Mulholland,	Wilkerson,	
Dunbar,	Newman,	Wixson,	
Enos,	Newton,	Speaker,	
Felt,	Perry,		68

NAYS.

Mr. Goodwin,	Mr. Miles,	Mr. Mitchell,	3

Title agreed to.

On motion of Mr. Gilluly,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Gage moved to take from the general order

A bill to amend sec. 75 of chap. 58, of the revised Statutes of 1846,

And recommit the same to the committee on education, with instructions so to amend the bill as to comply with the constitution and the rules of the House.

Mr. McMahon moved to strike out all that part of the motion relating to instructing the committee.

Which was adopted.

The motion, as amended, was then adopted.

Mr. Reynolds gave notice that on some future day he would ask leave to introduce

A joint resolution authorizing the State Librarian to procure the binding of the United States statutes and other books of general importance now in the State Library.

On motion of Mr. Daniells, it was

Resolved, That the judiciary committee, and the committee on State affairs, be authorized to employ a clerk, when in their opinion the business of said committee require it.

Mr. Driggs gave notice that on to-morrow he will ask leave to introduce

A bill to grant 2,000 acres of swamp lands to aid in the construction of a bridge across the Tittabawassee river.

Mr. Bushnell gave notice that he would on some future day ask leave to introduce

A bill to change the name of Charles Fox to Charles Reynard.

THIRD READING OF BILLS.

Senate bill No. 22, being

A bill to authorize the Detroit and Milwaukee Railway Company to purchase the property, rights, and franchises of the Port Huron and Milwaukee Railway Company,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Baldwin,	Felt,	Perry,
Bancroft,	Ferris,	Perkins,
Beebe,	Friebee,	Pratt,
Beers,	Gage,	Raymond,
Beeson,	Geis,	Reeves,
Brewster,	Gilluly,	Reynolds,
Brooks,	Glessner,	Richards,
G. W. Brown,	Goodwin,	Richardson,
Benj. Brown,	Grace,	Robison,
S. F. Brown,	Green,	Sessions,
A. W. Buel,	Kelly,	Sharpe,
H. S. Buel,	Kelsey,	Smith,
Bush,	Kore,	Starkweather,
Bushnell,	Lane,	Thomas,
Carr,	Loomis,	E. H. Thomson,
Childs,	McMahon,	R. Thompson,
Clark,	McDermott,	Wallace,
Campau,	McKinley,	Warner,
Connor,	Miles,	Watkins,
Dalton,	Mitchell,	Wendell,
Davids,	Monroe,	Wilkerson,
Dickey,	Mussey,	Woolnough,
Driggs,	Mulholland	Wixson,
Dunbar,	Newman,	Speaker,
Enos,		76

NAYS. 0

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 36, being

A bill to amend section 95 of chapter 78 of the compiled laws of 1857, relating to primary schools,

Being under consideration,

On motion of Mr. Lane,

The bill was recommitted to the committee on education, with instructions.

House bill No. 40, being

A bill to provide for settlements and compromises by partners and joint debtors,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Mussey,
Bancroft,	Felt,	Newman,
Beebe,	Ferris,	Newton,
Beers,	Fowler,	Perry,
Beeson,	Frisbee,	Perkins,
Brewster,	Gage,	Pratt,
Brooks,	Gies,	Raymond,
G. W. Brown,	Gilluly,	Reeves,
Benj. Brown,	Glessner,	Reynolds,
S. F. Brown,	Goodwin,	Richards,
A. W. Buel,	Grace,	Richardson,
H. S. Buel,	Green,	Robison,
Bush,	Kelley,	Sharpe,
Carr,	Kelsey,	Smith,
Childs,	Kore,	Starkweather,
Campau,	Lane,	E. H. Thomson,
Connor,	Loomis,	Wallace,
Dalton,	McDermott,	Warner,
Daniels,	McKinley,	Wendell,
Davids,	Miles,	Woolnough,
Dickey,	Mitchell,	Wixson,
Driggs,	Monroe,	Speaker,
Dunbar,		57

NAYS.

Mr. Baldwin,	Mr. Mulholland,	Mr. R. Thompson
Clark,	Sessions,	Watkins,
Fallass,	Thomas,	Wilkerson,
McMahon,		10

Title agreed to.

On motion of Mr. Gies,

The House adjourned.

AFTERNOON SESSION.

2 o'clock, P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called; quorum present.

Mr. Grace asked and obtained leave of absence for Mr. Carpenter for one day.

PETITIONS PRESENTED.

By Mr. Enos: petition of J. S. Tuttle and 64 others, voters of the township of Niles, in Berrien county, praying for amendments to the prohibitory liquor law, so as to prohibit the manufacture and sale of all intoxicating liquors;

Referred to the committee on State affairs.

By Mr. Enos: preamble and resolution of the State Medical Association relative to the Asylum for the Insane.

On motion of Mr. Enos,

The preamble and resolution were ordered printed, and referred to the committee on the Asylum for the Insane.

The following is the preamble and resolution:

To the Honorable the Senate and House of Representatives of the State of Michigan:

At a meeting of the medical association of the State of Michigan, held in Lansing, on the 18th of January, 1859, the following preamble and resolution were unanimously adopted, and the undersigned were required to transmit the same to your Honorable bodies.

January 19th, 1859.

H. B. SHANK, M. D., *President.*
E. P. CHRISTIAN, M. D., *Secretary.*

Whereas, By an estimate based upon the State census of 1854, there is disclosed the startling fact that th.re is now in our midst, nearly six hundred insane; of which number, certainly three hundred are, in our opinion, proper subjects for treatment in an asylum;

And whereas, There is not in this State, as yet, any provision made, for the care and keeping of our insane;

And whereas, This delay in fully finishing the asylum at Kalamazoo, is causing the insanity of many of these unfortunates to become permanent and incurable; therefore

Resolved, That in our opinion, the claims of a suffering humanity found at our doors, nay, in the bosom of many of our families, emphatically demand of the Legislature of this State, the completion of our insane asylum at the earliest possible moment.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

Your committee to whom was referred

Senate bill to amend sections 2, 3, 6, 7, 8, 9 and 12, of an act entitled an act to provide for the draining of swamps, marshes and other low lands, approved February 17, 1857,

Respectfully report that they have had the same under consideration, recommend that the said bill be substituted for House bill No. 56, and that said bill so substituted do pass, and ask to be discharged from the the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. S. F. Brown,

The bill was laid on the table.

Mr. E. H. Thomson, as chairman of the committee on the asylum for the deaf, dumb and blind, submitted the following report, which was ordered entered on the journal, as follows:

The committee on the Asylum for the Deaf and Dumb and the Blind, to whom was referred a resolution giving them authority to examine the same, with the view of ascertaining the necessity of the appropriation asked for by the Trustees, respectfully beg leave to report:

That in pursuance of said resolution they have personally visited said institution, and examined the whole of the buildings connected therewith, in the presence of J. B. Walker, Esq., the Acting Commissioner, and Benjamin Pierson, Esq., one of the Trustees. The asylum is beautifully located in the centre of about ninety acres of land, owned by the State.

The buildings erected are of brick, and from the thickness of the walls clearly indicate great strength and solidity.

The front shows a length of 200 feet.

The side elevation shows a distance of two hundred and seventy-six feet from one extreme to the other—thus occupying a square area containing more than one and one-fourth acres.

The whole exterior line of the buildings, porticos, wings, projections and connections, measure one thousand eight hundred and thirty-four feet, or more than one-third of a mile.

The inside of the joint building, together with the wings are altogether unfinished.

The joint building, when finished, is intended for music-room, library, Principal's office, family rooms for Principal and Matron, and Private rooms for Teachers and Assistants, and bedrooms for visitors. The right wing is designed for male pupils and the left wing for female pupils.

In the basement of each is a wash-room, an ironing and drying-room, and a bath-room.

The first floor of each will be occupied as a sitting and study-room.

In the second story will be a hospital and the necessary ante-rooms, and the balance of the second story, and all of the third story, will be occupied as pupil's clothes-rooms and dormitories.

The centre building basement will be occupied as a kitchen; the first story as a dining-room, and what corresponds with the second and third stories in the other building, is here thrown into one, and will be used as a Chapel. It is connected with the front building by brick walls from the ground to above the entrance to the Chapel. Above this there is no connection.

At the rear end the first story is connected with the first story of each wing, and the school wing, by a covered corridor, raised on arches so as to drive under.

The whole building, when completed, will be heated by steam and lighted by gas, thus avoiding the necessity of having any fire in the building.

The engine-house will be located in the rear of the school-wing, in which will be placed steam-pipes of sufficient length to furnish warm air to the whole building.

The rear wing is at present occupied for school purposes, for the dwelling of the president and his family, as well as for the teachers, servants, &c., and one hundred and eleven pupils; and to such an extent is it at present crowded, that the chapel, in the third story, from actual necessity, is used for a dormitory, and the narrow sleeping cots made for a single pupil, are forced to contain two.

The present accommodations are inadequate and insufficient to meet the daily wants of the institution, and we hazard nothing in asserting that a continuance of the circumstances by which the trustees are surrounded for want of means to complete the building according to the original design, will result to the great injury of the health of the pupils, or else, at least one-half of their number must return to their homes before another midsummer.

And it is here worthy of remark, that every Governor of Michigan, (with but one exception,) since 1850, has advocated the early and speedy completion of the Asylums. When the corner stone of the main building was laid, in 1857, Gov. Bingham, in truthful words, expressed the sentiments of the people of the State, when in language not to be misunderstood, he said:

"It is interesting to trace the progress of civilized communities in their various steps of advancement.

"First, for their mutual protection and security, they organize a State, in which individual rights are recognized, and every member of the community is guaranteed the safety of his life and property. Legislatures are elected, and laws are enacted, with this high purpose in view. Courts are instituted to settle and determine individual disputes, to protect the innocent and punish the guilty. Jails and penitentiaries are established to secure the offender, and protect the community from his depredations.

"Then come the schools! in which systematic provision is made for educating the rising generation, for no community is safe where ignorance prevails,—and just in proportion as the community becomes intelligent and enlightened, does crime and vice recede and disappear.

"These are followed by the seminary and university, in which higher grades of education are acquired.

"Then come the great charities—Hospitals for the sick, where they are nursed and watched with maternal care; Houses for the poor, where they are fed and clothed, and all their immediate wants supplied; and Asylums where men of the most exalted genius and skill devote themselves to the work of restoring the wandering and dethroned reason of the insane, and of enlightening the dark chaotic mind of the deaf and dumb and the blind."

The applications for admission, as we are informed by the worthy and highly efficient Principal, are nearly daily; and when it is considered that there are within the limits of our State "not less than three hundred deaf, dumb and blind persons, of sufficient age and qualified by mental capacity" to become pupils of this institution, the deep and urgent necessity of its early completion cannot but be obvious to every member of the Legislature. In the eloquent and emphatic language of Gov. Wisner, in his inaugural message to this body but a few days since, "The Constitution of our State provides that "institutions for the benefit of those inhabitants who are deaf, dumb, blind or insane, shall always be fostered and supported." This is a wise and charitable povision of the organic law. The framers of that instrument seemed unwilling to leave the care and welfare of these unfortunate inhabitants to voluntary legislation. They have, therefore, required you, before you entered upon your duties, to take a solemn oath that you would foster and support institutions for the benefit of those who are deaf, dumb, blind or insane.

"These unfortunate brothers and sisters of ours are, by

the hand of God, for some wise purpose, forever shut out from the "sights and sounds of nature." The experience of the past teaches us that they are equally capable with us of mental improvement, and while our State is yearly lavishing her thousands towards the education and improvement of her more fortunate children, it does not well become her to withhold appropriations from the only institution that can educate and improve these unfortunate beings."

This institution, when completed, as it can be within the next two years, will then accommodate three hundred and fifty of "these silent children," and in the opinion of your committee, no other appropriation will be required for the next twenty years, beyond what is needed yearly for its support and maintenance. We are satisfied that every dollar has thus far been judiciously expended, and as the same trustees will have the expenditure of any sums of money appropriated by this Legislature, equally so do we feel that the same prudence and wise economy will protect the State in the just and humane application of every cent that may be appropriated. They are the right men for the right place. In an examination into the plans and specifications of the building submitted to our inspection by the trustees, we are satisfied that the sum of one hundred and fifteen thousand dollars, will be necessary to finish the buildings according to the original design, and at the same time carry on the institution for the next two years.

Of this sum, $65,000 will be required the present year, and the balance next.

The plan of the whole buildings are admirable, and cannot be altered without destroying the symetry of the whole. The internal apartment cannot be in nobler hands than at present confided. We beg leave to return our thanks to Mr. Fay and his most excellent lady, as well as to Mr. Walker and Mr. Pierson, through whose kindness

every facility was afforded us of making the examination therein.

All of which is respectfully submitted.

JOHN A. BROOKS,
SENECA H. GAGE,
MORGAN ENOS,
JOHN McDERMOTT,

Com. on Asylum for Deaf and Dumb and Blind, at Flint.

HOUSE OF REPRESENTATIVES, }
Lansing, January 24th, 1859. }

I cheerfully concur in the above report, having witnessed from the commencement the progress of the building, and being personally well acquainted with the excellent management of the institution.

E. H. THOMSON,
Chairman of said Committee.

A minority of the committee on towns and counties, to whom the petitions of the inhabitants of Sebewaing and others was referred, beg leave to report that they have carefully considered the same, and are of the opinion that the prayer of the petitioners ought to be granted.

It is the unanimous wish of the inhabitants of the town of Sebewaing, as indicated by their petition, and the petitions of six towns of Tuscola county, numerously signed, indicates that it is also the wish of the said county, to which the town of Sebawaing desires to be attached. While the absence of remonstrances from any sections affected by the proposed annexation, leads the minority of your committee to believe that the interests of all parties affected by the proposed annexation would be subserved by granting the prayer of the petitioners.

Which report is respectfully submitted.

JOHN F. DRIGGS,
RICHARD H. CONNOR.

On motion of Mr. Driggs,

The report was laid on the table.

By the judiciary committee:

The committee on the judiciary, to whom was referred

"A bill to confirm the tax roll of the town of Ontonagon, in the county of Ontonagon, for 1857, and to extend the time for the collection of the same,"

Report that they have had the same under consideration and have made the following amendments:

Amend sec. 2, line 1, by inserting after the word "township," the words "or other collecting officer;"

Also, by inserting the words "or other collecting officer," after the word "treasurer," in line 12, of sec 2.

And also, sec. 3, line 4, by inserting the words "ether collecting officer," after the word "treasurer;"

Recommend the adoption of said amendments and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mussey,

The amendments were concurred in.

The bill was then ordered engrossed for a third reading.

By the committee on education:

The committee on education, to whom was referred

A bill to continue in force an act for the purchase of Webster's Dictionary by school districts,

Have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend that it do pass, and ask to be discharged from its further consideration.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE,
Lansing, January 27, 1859.

To the Speaker of the House of Representatives:

I have this day approved and filed in the office of the Secretary of State, the following acts;

An act entitled an act to authorize the county treasurer of Chippewa county, in this State, to make returns of the delinquent taxes in said county, for the years 1856 and 1857;

Also,

An act entitled an act to legalize the tax roll of the township of Shiawassee, in the county of Shiawassee, for the year 1857, and to authorize the collection of the same;

Also,

An act entitled an act to extend the time for the collection of taxes in the city and certain townships in the county of Monroe.

M. WISNER.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 27, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to authorize the Collins Iron Company to increase the number of its Directors;

Also,

A bill to legalize certain loans made by the Detroit and Milwaukee Railway Company, and to permit further loans;

Which have passed the Senate, the first by a two-thirds vote, and the last by a majority vote of all the Senators elect, and both ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice, and

On motion of Mr. E. H. Thomson,

The rules were suspended, and the bill was placed on its final passage.

The bill, being

A bill to authorize the Collins Iron Company to increase the number of its directors,

Was read a third time, and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Felt,	Mr. Newton,
Bancroft,	Ferris,	Perry,
Beers,	Fowler,	Perkins,
Beeson,	Frisbee,	Phelps,

Brewster,	Gage,	Pratt,	
Brooks,	Geis,	Raymond,	
G. W. Brown,	Gilluly,	Reeves,	
S. F. Brown,	Glessner,	Reynolds,	
A. W. Buel,	Grace,	Richards,	
H. S. Buel,	Green,	Richardson,	
Bush,	Kelley,	Sessions,	
Carr,	Kelsey,	Sharpe,	
Childs,	Kore,	Smith,	
Clark,	Lane,	Starkweather,	
Campau,	Loomis,	E. H. Thomson,	
Connor,	McMahon,	R. Thompson,	
Dalton,	McDermott,	Wallace,	
Davids,	McKinley,	Warner,	
Dickey,	Miles,	Watkins,	
Driggs,	Mitchell,	Wilkerson,	
Dunbar,	Mussey,	Woolnough,	
Enos,	Mulholland,	Wixson,	
Fallass,	Newman,	Speaker,	69
	NAYS		0

Title agreed to.

On motion of Mr. E. H. Thomson,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

The second named bill was read twice and referred to the committee on banks and incorporations.

Also, the following:

SENATE CHAMBER,
Lansing, January 27, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bill:

A bill to extend the time for the collection of taxes in the township of Spring Lake, Ottawa county,

And to respectfully inform the House that the Senate does not concur in the House amendments thereto.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

Mr. Mussey moved that the House recede from its amendment;

Which motion prevailed.

The question recurring upon the passage of the bill, a majority of all

the members elect voting therefor, it was passed by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Perkins,
Baldwin,	Enos,	Phelps,
Bancroft,	Fallass,	Pratt,
Beebe,	Gage,	Raymond,
Beers,	Gies,	Reeves,
Beeson,	Gleasner,	Reynolds,
Brooks,	Goodwin,	Richards,
G. W. Brown	Grace,	Richardson,
Benj. Brown,	Kelley,	Robison,
S. F. Brown,	Kelsey,	Sessions,
A. W. Buel,	Lane,	Sharpe,
H. S. Buel,	Loomis,	Smith,
Bush,	McMahon,	E. H. Thomson,
Carr,	McDermott,	R. Thompson,
Childs,	McKinley,	Wallace,
Clark,	Miles,	Warner,
Campau,	Monroe,	Watkins,
Connor,	Mussey,	Wendell,
Dalton,	Mulholland,	Wilkerson,
Davids,	Newman,	Woolnough,
Dickey,	Newton,	Wixson,
Driggs,	Perry,	Speaker, 66

NAYS.

Mr. Daniells,	Mr. Ferris,	Mr. Kore,
Felt,	Green,	Starkweather, 6

Also the following:

SENATE CHAMBER,
Lansing, January 27, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bill:

A bill to extend the time for the collection of taxes for the year 1858;

Which has passed the Senate by a majority vote of all the Senators elect, and been ordered to take immediate effect, by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was refered to the committee on engrossment and enrollment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Bancroft gave notice that he would on some future day ask leave to introduce

A bill to revise the charter of the city of Port Huron.

Mr. E. H. Thomson offered the following:

Resolved, That the committee of the whole be discharged from the further consideration of a joint resolution authorizing the Commissioner of the State Land Office to issue a certain deed to Nelson P. Stuart.

Resolution adopted and bill placed upon the general order for a third reading.

Mr. Reynolds gave notice that he would on some future day ask leave to introduce

A bill for organizing the town of Arenac.

Mr. Driggs, in accordance with previous notice, leave being granted, introduced

A bill to provide for laying out and establishing a certain State road in the counties of Gratiot and Saginaw,

Which was read twice, and referred to the committee on roads and bridges.

Mr. E. H. Thomson, pursuant to previous notice, leave being granted, introduced

A joint resolution for the establishment of a semi-weekly overland mail from St. Paul, in the State of Minnesota, to Puget Sound, on the coast of the Pacific ocean.

Which was read twice and referred to the committee on State affairs.

Mr. McMahon, in accordance with previous notice, leave being granted, introduced

A bill to punish for fraudulently embezzling, concealing, or removing goods or chattels, under chattel mortgage.

Which was read twice and referred to the judiciary committee.

Mr. McMahon, pursuant to previous notice, leave being granted, introduced

A bill to amend section 5 of chapter 117 of the compiled laws.

Which was read twice and referred to the judiciary committee.

Mr. Wixson, in accordance with previous notice, leave being granted, introduced

A bill to provide for the formation of highway districts on township lines;

Which was read twice and referred to the committee on State affairs.

Mr. Fallass, pursuant to notice, leave being granted, introduced

A bill to change the name of Eulalia Hardy;

Which was read twice and referred to the committee on the judiciary.

Mr. Driggs, in accordance with previous notice, leave being granted introduced

A bill to increase the pay of supervisors;

Which was read twice and referred to the committee on State affairs.

Mr. Driggs, previous notice having been given, and leave being granted, introduced

A bill to provide for taking the census of Saginaw county;

Which was read twice and referred to the committee on towns and counties.

Mr. Ferris, previous notice having been given, and leave being granted, introduced

A bill authorizing supervisors to buy, in behalf of their respective towns, Nathaniel Potter's patent machine for improving roads.

Mr. Ferris moved that the bill be referred to a special committee, to be appointed by the Speaker;

Which was adopted.

The Speaker appointed Messrs. Ferris, Woolnough, Brewster, Phelps and Frisbee, said committee, to whom the bill was referred.

THIRD READING OF BILLS.

Senate bill No. 2, entitled

A bill authorizing the Superintendent of Public Instruction to appoint a deputy,

Was read a third time and not passed, a majority of all the members elect not voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Phelps,
Brewster,	Gilluly,	Pratt,
Brooks,	Goodwin,	Reynolds,
G. W. Brown,	Grace,	Richards,
Benj. Brown,	Kelsey,	Robison,
S. F. Brown,	Kore,	Sessions,
Carr,	Loomis,	Thomas,
Childs,	McMahon,	R. Thomson,
Daniells,	Monroe,	Wilkerson,

Driggs,	Mussey,	Woolnough,
Enos,	Perry,	Wixson,
Felt,	Perkins,	Speaker,
Ferris,		37

NAYS.

Mr. Baldwin,	Mr. Dunbar,	Mr. Newman,
Bancroft,	Fallass,	Newton,
Beebe,	Fowler,	Raymond,
Beers,	Frisbee,	Reeves,
Beeson,	Gies,	Richardson,
H. S. Buel,	Gleasner,	Sharpe,
Bush,	Green,	Smith,
Clark,	Kelley,	Starkweather,
Campau,	Lane,	E. H. Thomson,
Connor,	McDermott,	Wallace,
Dalton,	McKinley,	Watkins,
Davids,	Mulholland,	Wendell,
Dickey,		37

House bill, No. 34, being

A bill to amend an act entitled an act to authorize the formation of Gas Light Companies, approved Feb. 12, 1855; compiled laws vol. 1, chapter 59,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Daniells,	Mr. McKinley,
Beebe,	Davids,	Miles,
Beers,	Driggs,	Mulholland,
Beeson,	Dunbar,	Newton,
G. W. Brown,	Gage,	Perry,
Benj. Brown,	Geis,	Reynolds,
S. F. Brown,	Gilluly,	Richardson,
Bush,	Goodwin,	Robison,
Carr,	Green,	Sessions,
Childs,	Kelley,	R. Thompson,
Campau,	Loomis,	Wilkerson,
Connor,		34

NAYS.

Mr. Allen,	Mr. Grace,	Mr. Sharpe,
Baldwin,	Kelsey,	Smith,
Brewster,	Kore,	Starkweather,
Brooks,	Lane,	Thomas,
H. S. Buel,	McMahon,	E. H. Thomson,
Clark,	McDermott,	Wallace,
Dalton,	Monroe,	Warner,
Dickey,	Mussey,	Watkins,

Enos,	Perkins,	Wendell,	
Fallass,	Pratt,	Woolnough,	
Fowler,	Raymond,	Wixson,	
Frisbee,	Reeves,	Speaker,	
Gleasner,	Richards,		38

House bill No. 32, being

A bill to amend sec. 7, chap. 99, of the revised statutes of 1846, compiled laws, vol. 2, sec. 4161,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Newton,
	Baldwin,		Fowler,		Perry,
	Bancroft,		Gage,		Perkins,
	Beers,		Geis,		Phelps,
	Brewster,		Gilluly,		Pratt,
	G. W. Brown,		Gleasner,		Raymond,
	Benj. Brown,		Grace,		Reeves,
	A. W. Buel,		Green,		Reynolds,
	Bush,		Kelley,		Richards,
	Childs,		Kelsey,		Richardson,
	Clark,		Kore,		Sessions,
	Campau,		Lane,		Sharpe,
	Connor,		Loomis,		Smith,
	Dalton,		McDermott,		Starkweather,
	Daniells,		McKinley,		E. H. Thomson,
	Davids,		Miles,		Wallace,
	Dickey,		Monroe,		Warner,
	Dunbar,		Mussey,		Woolnough,
	Enos,		Mulholland,		Wixson,
	Fallass,		Newman,		Speaker,
	Felt,				61

NAYS.

Mr.	S. F. Brown,	Mr.	McMahon,	Mr.	Watkins,
	Carr,		Robison,		Wendell,
	Driggs,		Thomas,		Wilkerson,
	Goodwin,		R. Thompson,		11

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 18, being

A bill to provide for laying out and establishing a State road through the counties of Iosco, Ogemaw and others,

Was read a third time and passed, a majority of all the member, elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Perry,
Baldwin,	Ferris,	Perkins,
Bancroft,	Fowler,	Phelps,
Beebe,	Geis,	Pratt,
Beers,	Gilluly,	Raymond,
Beeson,	Glessner,	Reeves,
Brewster,	Grace,	Reynolds,
Brooks,	Green,	Richardson,
G. W. Brown,	Kelley,	Robison,
Benj. Brown,	Kelsey,	Sessions,
S. F. Brown,	Kore,	Sharpe,
A. W. Buel,	Lane,	Smith,
H. S. Buel,	Loomis,	Starkweather,
Bush,	McMahon,	Thomas,
Childs,	McDermott,	E. H. Thomson,
Clark,	McKinley,	R. Thompson,
Connor,	Monroe,	Wallace,
Dalton,	Mussey,	Warner,
Daniells,	Mulholland,	Wilkerson,
Driggs,	Newman,	Woolnough,
Dunbar,	Newton,	Speaker, 63

NAYS.

Mr. Wendell, 1

Title agreed to.

House bill, being

A bill to extend the time for the collection of taxes in the township of Clay, in St. Clair county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Davids,	Mr. Newman,
Baldwin,	Driggs,	Newton,
Bancroft,	Dunbar,	Perry,
Beers,	Enos,	Perkins,
Beeson,	Fallass,	Raymond,
Brewster,	Ferris,	Sharpe,
G. W. Brown,	Frisbee,	Smith,
S. F. Brown,	Gage,	Starkweather,
A. W. Buel,	Gies,	E. H. Thomson,
H. S. Buel,	Glessner,	Wallace,
Bush,	Kelley,	Warner,
Carr,	Kelsey,	Watkins,

Childs,	Kore,	Wendell,
Clark,	Lane,	Wilkerson,
Connor,	McKinley,	Woolnough,
Dalton,	Monroe,	Wixson,
Daniells,	Mulholland	Speaker, 51

NAYS.

Mr. Beebe,	Mr. Goodwin,	Mr. Richards,
Benj. Brown,	Loomis,	Robison,
Dickey,	Miles,	R. Thompson,
Gilluly,	Mussey,	11

Title agreed to.

On motion of Mr. Smith,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

A joint resolution for the relief of certain purchasers of primary school lands,

Was read a third time and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Perry,
Baldwin,	Dunbar,	Perkins,
Bancroft,	Fallass,	Pratt,
Beebe,	Ferris,	Raymond,
Beers,	Frisbee,	Reeves,
Beeson,	Gies,	Richardson,
Brooks,	Gilluly,	Robison,
G. W. Brown,	Gleasner,	Sessions,
Benj. Brown,	Grace,	Sharpe,
S. F. Brown,	Kelley,	Smith,
A. W. Buel,	Kelsey,	Starkweather,
H. S. Buel,	Kore,	Thomas,
Bush,	Lane,	E. H. Thomson,
Carr,	McDermott,	R. Thompson,
Childs,	McKinley,	Wallace,
Clark,	Miles,	Warner,
Campau,	Mitchell,	Watkins,
Connor,	Monroe,	Wendell,
Dalton,	Mussey,	Woolnough,
Daniells,	Mulholland,	Wixson,
Davids,	Newman,	Speaker,
Dickey,	Newton,	65

NAYS.

Mr. Fowler,	Mr. Loomis,	Mr. Wilkerson,
Gage,	Richards,	5

Title and preamble agreed to.

A joint resolution authorizing the Commissioner of the State Land Office to issue a certain deed to Nelson P. Stewart,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Baldwin,	Ferris,	Perry,
Bancroft,	Fowler,	Perkins,
Beebe,	Frisbee,	Phelps,
Beers,	Gage,	Pratt,
Beeson,	Gies,	Raymond,
Brooks,	Gilluly,	Reeves,
G. W. Brown,	Glessner,	Richards,
Benj. Brown,	Kelley,	Richardson,
S. F. Brown,	Kelsey,	Robison,
A. W. Buel,	Kore,	Sessions,
H. S. Buel,	Lane,	Sharpe,
Bush,	Loomis,	Smith,
Carr,	McMahon,	E. H. Thompson,
Childs,	McDermott,	R. Thompson,
Clark,	McKinley,	Wallace,
Campau,	Miles,	Warner,
Connor,	Mitchell,	Wendell,
Daniells,	Monroe,	Wilkerson,
Davids,	Mussey,	Woolnough,
Driggs,	Mulholland,	Wixson,
Dunbar,	Newton,	Speaker,
Enos,		67

NAYS. 0

Title and preamble agreed to.

The House went into committee of the whole upon the

GENERAL ORDER.

Mr. A. W. Buel in the chair.

After some time spent thereon, the committee rose, and through their chairman, reported back to the House the following bills:

A bill for the protection of gas light companies,

With amendments.

Also,

A bill to attach a portion of section 5, town 13 north, of range 5 east to the township of Kochville,

With an amendment.

Also,

A bill to organize the county of Muskegon,

Without amendment.

Also,

A bill to regulate fire and fire marine insurance companies and their agents, associations, partnerships and individuals doing fire and marine insurance business, not incorporated by the State of Michigan,

To which sundry amendments have been made, and in consideration of which the committee ask leave to sit again, and ask that the House concur in the action of the committee.

The amendments made to the several bills, except the last one named, were concurred in, and the three first named bills were ordered engrossed for a third reading.

In consideration of the last named bill, leave was granted to the committee to sit again.

On motion of Mr. Childs,

The House adjourned.

Lansing, Friday, January 28, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Moore.

Rolled called: quorum present.

PETITIONS.

By Mr. A. W. Buel: memorial and proceedings of a meeting of stock and bond-holders of the Detroit and Milwaukee Railway Company, in relation to Senate bill No. 10;

Referred to the committee on banks and incorporations.

By Mr. Smith: petition of D. Lester and others, citizens of St. Clair county, praying for an amendment to the liquor law; also,

Petition of W. H. Wilcox and others, citizens of St. Clair county, praying for the passage of a registry law;

Referred to the committee on State affairs.

By Mr. Thomas: petition of A. E. Buell and 30 others, for amendments to the highway laws;

Referred to committee on roads and bridges.

By Mr. Carr: petition of Jas. D. Gaskell and 94 others, praying for a State road from Midland City to St. Charles;

Referred to committee on Roads and Bridges.

Also, petition of John Larkin and 50 others, praying for a State geological survey;

Referred to the committee on State geology.

By Mr. H. S. Buell: petition of Wm. G. Smith, Silas L. Parks Philema J. Parks, Mary E. Eddy and 44 others, for an amendment to the prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Brewster: petition of H. B. Barrett and 52 others, citizens of Hilladale county, for a law to fix the number of hours necessary to constitute a days' work;

Referred to the committee on State affairs.

By Mr. McMahon: petition of Thos. Irish and others, praying that women may be permitted to vote;

Referred to special committee on amendments to the constitution.

By Mr. Kore: petition of H. Straight, Nathan Green, N. Townsend, and 30 others, voters of Lapeer county, for a registry law;

Referred to committee on State affairs.

By Mr. Smith: petition of B. Swartout and other citizens of St. Clair county, praying that corporate privileges be granted to the independent order of Odd Fellows, and Free and Accepted Masons;

Referred to the committee on banks and incorporations.

By Mr. Raymond: petition of L. W. Lilibridge, Daniel Williams, and 23 others, citizens of Bay county, praying for the organization of the town of Arenac;

Referred to the committee on towns and counties.

By Mr. Loomis: memorial of J. S. Watts, president of the board of trustees of the Michigan Union College;

Referred to the committee on education.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred

A bill to incorporate the village of Lowell, in the county of Kent,

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House, with an

amendment, with the recommendation that it do pass, as amended, and ask to be dischaaged from the further consideration thereof.

GEO. W. ALLEN,
For the Committee.

Report accepted, and committee discharged.

On motion of Mr. Allen,

The amendment was concurred in.

On motion of Mr. Fallass,

The bill was placed on the order for third reading.

The committee on engrossment and enrollment presented the following report:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to extend the time for the collection of taxes for the year 1858, in the township of Allegan in the county of Allegan;

Also,

A bill to extend the time for the collection of taxes in the township of Albion, in the county of Calhoun;

Also,

A bill to amend an act entitled an act to provide for laying out, establishing and improving a State road in Clinton, Gratiot, Shiawassee and Genesee counties;

Also,

A bill to extend the time for the collection of taxes in the township of Erie, in the county of Monroe;

Also,

A bill donating 640 acres of land to Mrs. Rogers, wife of Henry D. Rogers;

E. PERRY, *Chairman.*

Report accepted.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to facilitate the disposition of certain cases of appeals in chancery in the supreme court,

Would report that they have had the same under consideration, and have instructed their chairman to report the same back to the House

without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged, and the bill placed on the order for third reading.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill to amend chapter 117 of the compiled laws of the State of Michigan, of 1857,

Would respectfully report that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, with a recommendation that the same do not pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. S. F. Brown,

The bill was laid upon the table.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill to authorize the conveyance of a certain lot of land in the village of Lansing to the trustees of the society of United Brethren,

Respectfully report, that they have had the same under consideration, and have amended the same pursuant to instructions, report the same back, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged.

The amendment was concurred in, and the bill ordered engrossed for a third reading.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill to change the name of Eulalia Hardy,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman*

Report accepted, and committee discharged.

On motion of Mr. Fallass,

The bill was placed on the order for third reading.

By the committee on militia:

The committee on militia, to whom was referred

A bill changing the name of Lillie Pauline Fish, to that of Lillie Pauline Spaulding,

Ask leave to report,

1st. To acknowledge the propriety of the reference by the Speaker;

2nd Their gratification in being able to support the chivalry of this House;

3rd. That to deny the inherent right of a Miss to change her name, would indicate an unpardonable want of gallantry, a charge, that from their personal knowledge, could not be supported as regards this House;

4th. Your committee would suggest that, however their own inclinations might otherwise prompt, certain legal impediments prevent their proposing any other name to Miss Lillie Pauline; we therefore recommend that the bill do pass without amendment, and ask to be discharged from the further consideration thereof.

H. RAYMOND, *Chairman*,
JOHN McDERMOTT,
GEO. W. ALLEN.

Report accepted and committee discharged.

On motion of Mr. Raymond,

The bill was placed on the order for third reading.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred Senate bill, entitled

A bill to change the name of the village of Montrose, in the county of Ionia, to Muir,

Respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, with a recommendation that the same do pass, and ask to be discharged from the further consideration of the same.

S. R. KELSEY, *Chairman*.

Report accepted and committee discharged, and the bill placed upon the order for third reading.

By the committee on printing:

The committee on printing, to whom was referred

Joint resolution relative to binding the school laws of the State,

Have had the subject matter under consideration, and instructed their chairman to report the same back to the House, with the following amendment: in fifth line, after the word "form," insert "under the direction of the Superintendent of Public Instruction." With this amendment the committee recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

W. W. WOOLNOUGH, *Chairman.*

Report accepted and committee discharged.

The amendment was concurred in.

On motion of Mr. Woolnough,

The joint resolution was ordered engrossed for a third reading.

By the committee on State affairs:

Your committee to whom was referred

A bill to extend the limits and jurisdiction of the city of Ann Arbor in relation to burying grounds,

Would respectfully report, that they have had the same under consideration, and after due deliberation thereon, recommend the passage thereof, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McMahon,

The bill was placed on the order for third reading.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to provide for the incorporation of fire departments in this State, and to define the duties of firemen,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to prevent fishing with nets in Round Lake and Devil's Lake,

Report that they have had the same under consideration, and have instructed me to report the same back to the House, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

By order of the committee.

DAVID I. DANIELLS.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill for the improvement of the road from Saginaw river opposite Bay City, in Bay county, to Saginaw City, in Saginaw county,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

The report was accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend an act entitled "an act to aid in the improvement of a certain highway in the counties of Oakland, Genesee, Tuscola and Saginaw," approved Feb. 16, 1857,

Report that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

A bill appropriating certain highway taxes for the improvement of a road in the counties of Tuscola and Huron,

Respectfully report that they have had the subject under consideration, and have instructed their chairman to ask leave to report the same back to the House, recommend that the same be referred to the committee on roads and bridges, and ask to be discharged from the further consideration of the subject.

S. R. KELSEY, *Chairman.*

Report accepted and committee discharged, and the bill referred according to recommendation of the committee.

Mr. Sessions, as chairman of the special committee to visit the Asylum for the Insane, at Kalamazoo, submitted the following report, which was ordered entered on the journal:

The special committee appointed under a resolution of the House, "to visit the Asylum for the Insane, at Kalamazoo, for the purpose of examining that institution in its details, also for the purpose of inquiring into the propriety and necessity of the appropriation asked for by the Board of Trustees, in order that they may report thereon to this House," beg leave to say, that the gentleman from Wayne, one of said committee, was unable to perform the journey on account of sickness. A majority of said committee have, however, discharged the duties assigned them, and respectfully submit the following report:

Under the resolution above referred to, your committee do not feel called upon to make any statement in regard to the size, plan, progress or present condition of the Asylum building, as the facts in regard to that are fully and truthfully set forth in the report of the Board of Trustees, to which we beg leave to refer.

We deemed it our duty to examine the building more particularly in regard to its strength, the durability of its materials, the economy of its construction, and, so far as we were able to judge, its fitness for the purpose for which it was designed.

First. The foundation is laid deep and there is no ap-

pearance of settling, breaking or defects of any kind in its walls.

Second. The materials used in its construction are in all respects the best of their kind, while the work is neat, thorough and substantial.

Third. We were unable to discover any waste of material or labor, either in temporary fixtures or for purposes of display, and if any one, from whatever cause, has supposed that any portion of the building was designed for mere show, we are confident that a close inspection of the building itself would produce a very different impression.

Fourth. In regard to fitness, your committee are aware that any opinion we may give will be entitled to very little weight with this House, and we have simply to say, the rooms and wards are all airy, cheerful and pleasant.

The system of heating by steam and lighting with gas, as also the plan of ventilation and sewerage, appear perfect, while the arrangement for securing at all times a supply of pure water is admirable.

Every portion of the building, and its appearance, is well adapted to the use it is designed to serve. Even the cupolas, that would appear a matter of ornament, compose a portion of the plan of ventilation, and could not be dispensed with. In addition to this, there is an air of plainness and simplicity, combined with architectural beauty, that pervades the whole. The most simple and trivial essentials have not been overlooked, while all that could be desired has been done to make the building safe and agreeable for the patient.

Having briefly presented our views in regard to the building itself, we come now to consider "the propriety and necessity of the appropriation asked for by the Board of Trustees;" and the first inquiry to be answered is, does the State need such an institution? Upon this point we have very little to say. In all civilized countries, it is ad-

mitted to be the duty of the State to provide a suitable place for the treatment and cure of that most unfortunate, hopeless and helpless of all the human race, the insane.

Twenty-three years has Michigan been a State, and there is now no place within her limits where one of her four hundred and fifty insane, three hundred of whom are known to be proper subjects for Asylum treatment, can go with any certainty of kind treatment or proper care. Unless they are removed from the State, as most of them cannot be, there can be no hope of cure for them, and their case is not only hopeless, so far as regards themselves, but they are always the cause of deep anxiety, and often danger to their friends.

Too long has this matter been delayed already, and yet if the amount asked for be granted and expended, the building will then accomodate less than half the number that need immediate treatment.

It cannot be necessary to multiply reasons, or to resort to argument, where the honor of the State is so deply concerned.

The next inquiry is, will the appropriation, if made, be honestly and judiciously expended?

We believe up to this time there is no cause of complaint in this regard. From our own observation, and the best information we were able to obtain, we are satisfied that the appropriations so far have been well expended, and that there has been neither waste or extravagance allowed by the present or former Board of Trustees.

Taking into consideration the high prices that have prevailed for provisions, labor and material, during the most of the time the work has been in progress, it is gratifying to find that so much has been accomplished.

But if this were otherwise, the matter is wholly under the control of the Legislature, and the plea of former extravagance, dishonesty, or incapacity of public agents,

should have no weight when urged against the building up of necessary State institutions.

There remains, then, one simple question to be considered—will the people of the State bear to be taxed to complete this institution, and will they consent to pay a liberal portion of that tax within the next two years?

Thirteen thousand dollars will prepare the building for the accommodation of ninety female patients only, and at great disadvantage and inconvenience, while a trifle over one hundred thousand dollars will prepare it for the accommodation of one hundred and forty-four patients, about an equal number of each sex, and render the treatment, comparatively easy and successful.

The assessed value of the property of the State, at the time of the last equalization, was very near one hundred and fifty millions of dollars. We have not the means of knowing what it was the last year, but it is safe to calculate that it has been very much increased within the last two years.

But taking the returns of 1856 as the basis of valuation, and $100,000 as the amount to be raised in two years on that valuation, levying an equal amount each year, the tax would be one-third of one mill on the dollar, on the whole valuation of the State.

The person owning $100 of property would be required to pay three cents; the person owning $1,000 would pay thirty-three cents; while the person owning $10,000 would pay three dollars and thirty-three cents—an amount that would scarcely be perceived in the tax rolls of the State.

We prefer to meet this question as it should be met, boldly and in its worst form, and therefore do not conceal the fact that the money to complete the Institution must come from the pockets of the people of this State, and we feel confident that the tax payers of the State, could they see the Asylum as we have seen it, and know the urgent and pressing necessity that exists for its completion, would

not only cheerfully pay the amount required of them, but they would desire to pay it speedily and promptly rather than that work should be longer delayed.

We know that it will be urged that we have other State Institutions that claim our fostering care. This we grant, and they should all receive the encouragement and support they merit. No feelings of parsimony should be indulged in regard to our noble State Institutions, no spirit of jealousy or rivalry should be indulged by the friends of either. Even our State debt, the payment of which bears so heavily upon us, should not be suffered to interfere and delay a work of so much importance.

It is better that the debt contracted by our fathers should be paid by our children than that they should go uneducated; that our deaf, dumb and blind should go without instruction, and our insane be left to roam at large uncared for, or be confined in poor-houses and jails.

From such data as we have upon this subject, we have reason to believe that the present cost of keeping insane persons in jails and poor-houses is very little, if any, less than fifty thousand dollars in this State. This expense is incurred and submitted to annually, with no hope of relief except that which looks to the completion of the Asylum. This amount alone, if devoted to the purpose, would complete it in four years.

While the building remains in its present condition, a large portion of the money already expended remains useless to the State. The heating apparatus is adequate to the wants of the whole building, when completed. So with the arrangements for forced ventilation, and the main trunk of the sewerage. The expense of superintendence will be increased by delay, while the treatment of patients will be more difficult and less successful.

Every motive of economy then, as well as the dictates of humanity, require the vigorous construction and speedy completion of the Asylum for the Insane at Kalamazoo,

and your committee respectfully recommend that the amount asked for by the Trustees of the Institution be granted for that purpose.

Your committee are under obligations to Dr. Van Deusen, the Medical Superintendent, Mr. Montague, the Building Commissioner, Mr. Kellogg, former Superintendent and Mr. Woodbury, one of the Trustees, for valuable aid in the performance of our duties, also to the citizens of Kalamazoo generally, for their kindness and courtesy.

ALONZO SESSIONS,
HENRY RAYMOND,
Committee.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred sundry bills, viz:

Senate bill No. 11, being

A bill to amend section 63, of chapter 103, of the revised statutes of 1846, in relation to bills of exception, (section 4,405 compiled laws;)

Also, Senate bill No. 64, being

A bill to amend section 1,813, being section 15, of chapter 63, of the compiled laws;

Also, Senate bill No. 55, being

A bill to amend an act to incorporate the city of St. Clair;

Also,

A bill to legalize certain loans made by the Detroit and Milwaukee Railway Company, and to permit further loans;

Also,

A bill to provide for the sale of property transported by railroad companies, &c., &c., where the owners refuse or neglect to pay legal charges and take the property;

Also,

A bill to designate holidays to be observed in the acceptance and payment of bills of exchange and promisory notes;

Also,

A bill to amend section 1 of an act to incorporate the village of Hastings, approved Feb. 13, 1855;

Also,

A bill to amend and revise the charter of the city of Saginaw;

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back without amendment to the House, with the recommendation that they do pass, and ask to be discharged from their further consideration.

Report accepted, and committee discharged.

The several bills were placed on the order for third reading, except

A bill to provide for the sale of property transported by Railroad companies, steam boats, or other carriers, when the consignee or other person owning the same refuses or neglects to pay legal charges and take the property,

Which was referred to the committee of the whole, placed on the general order and ordered printed.

COMMUNICATIONS FROM STATE OFFICERS.

STATE TREASURER'S OFFICE,
Lansing, January 27, 1859.

HON. H. A. SHAW, *Speaker of the House of Representatives:*

SIR—In obedience to a resolution of the House of the 15th inst., and a similar one of the 25th inst., I have to report: the amount received into the State Treasury from the Sault Ste Marie Falls Ship Canal, since its opening, is eight thousand nine hundred and forty-seven and forty-two one-hundredth dollars, ($8,947 42.) The money expended from the treasury since its opening, has been sixty-four and sixty one-hundredths dollars ($64 60) for advertising. I also enclose herewith copies of the reports of the Superintendent of the canal so far as they have been received. There are no records in this office showing the various kinds of freight shipped through the canal. For information upon this head, and for further particulars, I beg leave to refer you to the report (in print) of the Superintendent for 1858.

By order of the Board of Control.

Very respectfully,

JOHN McKINNEY,

State Treasurer.

Mr. Dickey moved that the communication and the accompanying documents be referred to the committee on internal improvements.

Mr. E. H. Thomson demanded the yeas and nays.

The demand was seconded, and the motion adopted by the following vote:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Perry,
Baldwin,	Ferris,	Phelps,
Bancroft,	Fowler,	Raymond,
Beebe,	Gage,	Reynolds,
Brewster,	Gilluly,	Richards,
Brooks,	Gleasner,	Sessions,
G. W. Brown,	Goodwin,	Sharpe,
S. F. Brown,	Green,	Starkweather,
Bushnell,	Kelly,	Thomas,
Carr,	Kore,	R. Thompson,
Childs,	Lane,	Watkins,
Daniells,	Loomis,	Wilkerson,
Davids,	Miles,	Woolnough,
Dickey,	Mulholland,	Wixson,
Driggs,	Newman,	Speaker,
Enos,	Newton,	47

NAYS.

Mr. Beers,	Mr. Fallass,	Mr. Perkins,
Beeson,	Frisbee,	Pratt,
A. W. Buel,	Geis,	Reeves,
H. S. Buel,	Grace,	Richardson,
Bush,	Kelsey,	Robison,
Clark,	McMahon,	Smith,
Campau,	McDermott,	E. H. Thomson,
Connor,	McKinley,	Warner,
Dalton,	Mitchell,	Wendell,
Dunbar,	Monroe,	29

Pending the announcement of the vote,

Mr. H. S. Buel moved that Mr. Beebe be excused from voting.

Which did not prevail.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 27, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

1. A bill to amend an act entitled "an act to organize the county of Arenac and parts of other counties, by the name of Bay county," approved Feb. 17, 1857;

2. A bill to attach to townships within Bay county certain territory within said county;

3. A bill to attach certain fractional towns to townships in the county of Saginaw;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on towns and counties.

The second named bill was read twice and referred to the committee on towns and counties.

The third named bill was read twice and referred to the same committee.

Also the following:

SENATE CHAMBER,
Lansing, January 26, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following joint resolution No. 1:

Joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of Emmet, and county of Calhoun;

In the passage of which, the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The resolution was referred to the committee on engrossment and enrollment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Mussey moved that the rules be suspended, and the bill entitled

A bill to legalize certain bonds made by the Detroit and Milwaukee Railway Company, and to permit further loans,

Be now put upon its passage;

Which motion prevailed.

The bill, being

A bill to legalize certain bonds made by the Detroit and Milwaukee Railway Company, and to permit further loans,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,
Bancroft,	Fowler,	Phelps,
Beers,	Frisbee,	Pratt,
Brewster,	Gage,	Raymond,
Brooks,	Gies,	Reeves,
G. W. Brown,	Gilluly,	Richards,
Benj. Brown,	Glessner,	Richardson,
S. F. Brown,	Green,	Robison,
A. W. Buel,	Ke'ley,	Sessions,
H. S. Buel,	Kelsey,	Sharpe,
Bush,	Kore,	Smith,
Carr,	Lane,	Starkweather,
Childs,	Loomis,	Thomas,
Clark,	McMahon,	E. H. Thomson,
Campau,	McDermott,	R. Thompson
Connor,	McKinley,	Wallace,
Dalton,	Miles,	Warner,
Daniels,	Mitchell,	Watkins,
Davids,	Monroe,	Wendell,
Dickey,	Mussey,	Wilkerson,
Driggs,	Mulholland,	Woolnough,
Dunbar,	Newman,	Wixson,
Enos,	Newton,	Speaker,
Felt,	Perry,	71

NAYS.

Mr. Baldwin,	Mr. Bushnell,	Mr. Goodwin,
Beebe,	Fallass,	5

Title agreed to.

On motion of Mr. E. H. Thompson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. ———, pursuant to previous notice, leave being granted, introduced

A bill appropriating certain highway taxes for the improvement of a road in the counties of Tuscola and Huron,

Which was read twice and referred to committee on roads and bridges.

Mr. Mulholland moved that Senate bill No. 4, entitled

A bill to repeal the charter of the Cottonwood Swamp Turnpike Company, and the acts amendatory thereto,

Be taken from the table.

Which motion was adopted.

On motion of Mr. Mulholland,

The bill was placed on the order for third reading.

Mr. Starkweather moved that the vote be reconsidered, whereby the bill authorizing the Superintendent of Public Instruction to appoint a deputy, was lost on its passage yesterday.

Mr. H. S. Buel demanded the yeas and nays;

Which demand was seconded,

And the motion to reconsider was adopted by the following vote:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perkins,
Brewster,	Gilluly,	Phelps,
G. W. Brown,	Goodwin,	Pratt,
Benj. Brown,	Green,	Raymond,
S. F. Brown,	Kelley,	Reynolds,
Carr,	Kelsey,	Richards,
Childs,	Kore,	Robison,
Clark,	Lane,	Sessions,
Campau,	Loomis,	Sharpe,
Dalton,	McMahon,	Starkweather,
Daniells,	Miles,	Thomas,
Dickey,	Mitchell,	R. Thompson,
Driggs,	Monroe,	Wallace,
Enos,	Mussey,	Woolnough,
Fallass,	Newman,	Wixson,
Felt,	Newton,	Speaker,
Ferris,	Perry,	50

NAYS.

Mr. Baldwin,	Mr. Davids,	Mr. Reeves,
Bancroft,	Dunbar,	Richardson,
Beebe,	Fowler,	Smith,
Beers,	Frisbee,	E. H. Thomson,
Beeson,	Geis,	Warner,
H. S. Buel,	Gleesner,	Watkins,
A. W. Buel,	McDermott,	Wendell,
Bush,	McKinley,	Wilkerson,
Connor,	Mulholland,	26

Mr. Dickey moved to recommit the bill to the committee on education, with instructions to so amend the bill as to provide for a salary of six hundred dollars per annum.

Mr. Smith moved to amend by inserting "five."

Mr. Starkweather moved to lay the bill upon the table;

Which motion did not prevail.

The motion to recommit was not adopted.

The question recurring on the passage of the bill, a majority of all the members elect voting therefor, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Perry,
Brewster,	Goodwin,	Perkins,
Brooks,	Green,	Phelps,
G. W. Brown,	Kelley,	Pratt,
Benj. Brown,	Kelsey,	Reynolds,
S. F. Brown,	Kore,	Richards,
Carr,	Lane,	Robison,
Childs,	Loomis,	Sessions,
Daniells,	McMahon,	Sharpe,
Dickey,	Miles,	Starkweather,
Driggs,	Mitchell,	Thomas,
Enos,	Monroe,	R. Thompson,
Felt,	Mussey,	Woolnough,
Ferris,	Newman,	Wixson,
Gage,	Newton,	Speaker, 45

NAYS.

Mr. Baldwin,	Mr. Dalton,	Mr. Raymond,
Bancroft,	Davids,	Reeves,
Beebe,	Dunbar,	Richardson,
Beers,	Fowler,	Smith,
Beeson,	Frisbee,	E. H. Thomson,
A. W. Buel,	Gies,	Wallace,
H. S. Buel,	Gleasner,	Warner,
Bush,	McDermott,	Watkins,
Clark,	McKinley,	Wendell,
Campau,	Mulholland,	Wilkerson,
Connor,		1

Pending the announcement of the vote,

Mr. B. Brown moved that Mr. Clark be excused from voting;

Which did not prevail.

The title was agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. McDermott,

The House adjourned.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, quorum present.

The House resumed the order of business under the head of

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Driggs offered the following:

Resolved, That the daily sessions of this House shall hereafter begin at 9 o'clock in the morning instead of 10 o'clock.

Mr. McMahon moved to amend as follows:

That evening sessions be held commencing at 7 o'clock and closing at 12 o'clock M.

On motion of Mr. E. H. Thomson,

The resolution was laid on the table.

Mr. Robison gave notice that on to-morrow, or some future day, he would ask leave to introduce

A bill to vacate the village plat of Hartford, in the town of Lima, Washtenaw county.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill to amend certain sections of the act entitled an act to provide for the incorportion of railroad companies.

Mr. H. S. Buel, gave notice that on some future day he would ask leave to introduce

A bill entitled a bill to amend section 16, chapter 150 of the revised statutes of 1846, compiled laws, vol, 2, sec. 5,6 52.

Mr. Fallass moved that joint resolution No. 5, for the relief of Alfred Fry, purchaser of primary school land, be taken from the general order;

Which motion prevailed.

On motion of Mr. Fallass,

The joint resolution was placed on the order for third reading.

The Speaker called Mr. McMahon to the chair.

Mr. Monroe moved that House bill No. 31, entitled

A bill to amend section 159 of an act entitled an act to amend chapter 93 of the revised statutes of the year 1846, entitled, "of courts held by justices of the peace," approved Feb. 13, 1855.

Be taken from the table.

Which was adopted; and

The question recurring upon the motion to indefinitely postpone the enacting clause of the bill,

Mr. Kore demanded the previous question;

Which demand was seconded, and the main question ordered.

The motion to indefinitely postpone the enacting clause of the bill was adopted, by the following vote:

YEAS.

Mr.	Baldwin,	Mr.	Frisbee,	Mr.	Newman,
	Bancroft,		Gage,		Newton,
	Beers,		Gies,		Perkins,
	Beeson,		Gilluly,		Raymond,
	Brooks,		Gleasner,		Reeves,
	A. W. Buel,		Grace,		Reynolds,
	H. S. Buel,		Green,		Richardson,
	Childs,		Kelley,		Robison,
	Connor,		Kore,		Sessions,
	Dickey,		Lane,		Smith,
	Dunbar,		Loomis,		Starkweather
	Enos,		McDermott,		Wallace,
	Fallass,		Miles,		Wendell,
	Fowler,		Mulholland,		Wilkerson, 42

NAYS.

Mr.	Allen,	Mr.	Davids,	Mr.	Phelps,
	Beebe,		Driggs,		Pratt,
	G. W. Brown,		Felt,		Richards,
	Benj. Brown,		Ferris,		Sharpe,
	S. F. Brown,		Goodwin,		Thomas,
	Bush,		Greenfield,		E. H. Thomson,
	Bushnell,		Kelsey,		R. Thompson,
	Carr,		McMahon,		Warner,
	Clark,		Mitchell,		Watkins,
	Campau,		Monroe,		Woolnough,
	Dalton,		Mussey,		Wixson,
	Daniells,		Perry,		Speaker, 36

Mr. A. W. Buel moved that the enacting clause be burned.

Mr. Shaw moved to amend by adding "and that the gentleman from Wayne be appointed a committee of one to perform the act."

Which amendment was accepted and the motion was then adopted.

Mr. Brewster, previous notice having been given, and leave being granted, introduced

A bill to fix the hours of labor necessary for a days' work;

Read twice and referred to the committee on ways and means.

Mr. Carr, unanimous consent being given, introduced

A bill to legalize the tax roll of the township of Midland, in Midland county;

Which was read twice and referred to the judiciary committee.

Mr. H. S. Buel, unanimous consent being given, introduced

A bill to diminish expenses in the circuit and other courts;

Which was read twice and referred to the judiciary committee.

Mr. E. H. Thomson, previous notice having been given, and leave being granted, introduced

A bill to amend chapter 6, section 71, title 3 of the compiled laws, being an act to provide for holding general and special elections;

Read twice and referred to the judiciary committee.

Mr. Daniells, previous notice having been given, and leave being granted, introduced

A bill to grant certain swamp lands to John Maycraft;

Which was read twice, and referred to the committee on public lands.

THIRD READING OF BILLS.

Joint resolution for the relief of Wm. Davidson,

Was then read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gies,	Mr. Pratt,
Bancroft,	Goodwin,	Reeves,
Beers,	Grace,	Richardson,
Brooks,	Kelley,	Robison,
S. F. Brown,	Kelsey,	Sessions,
A. W. Buel,	Lane,	Sharpe,
H. S. Buel,	Loomis,	Smith,
Bush,	McMahon,	Starkweather,
Carr,	McDermott,	E. H. Thomson,
Childs,	McKinley,	R. Thompson,
Campau,	Mitchell,	Wallace,
Connor,	Monroe,	Watkins,
Davids,	Mussey,	Wendell,
Dunbar,	Newman,	Wilkerson,
Fallass,	Newton,	Woolnough,
Ferris,	Perkins,	Wixson,
Frisbee,	Phelps,	Speaker,
Gage,		52

NAYS.

Mr. Bushnell,	Mr. Gillaly,	2

Title and preamble agreed to.

Senate bill No. 53, being

A bill for the benefit of fractional school district No. 1, of Vassar, and No. 2, of Tuscola,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Miles,
Bancroft,	Dunbar,	Mulholland,
Beebe,	Fallass,	Newman,
Beers,	Felt,	Newton,
Beeson,	Ferris,	Perkins,
Brewster,	Fowler,	Robison,
G. W. Brown	Frisbee,	Sessions,
Benj. Brown,	Gage,	Starkweather,
S. F. Brown,	Gleasner,	E. H. Thomson,
A. W. Buel,	Grace,	R. Thompson,
H. S. Buel,	Greenfield,	Wallace,
Carr,	Kelley,	Warner,
Childs,	Kelsey,	Watkins,
Clark,	Kore,	Wendell,
Campau,	Lane,	Wilkerson,
Connor,	Loomis,	Woolnough,
Daniells,	McMahon,	Wixson,
Davids,	McDermott,	Speaker, 54

NAYS.

Mr. Bushnell,	Mr. Goodwin,	Mr. Reynolds,
Gilluly,	Mussey,	Richards, 6

Title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the following report was recieved from the committee on State affairs:

Your committee to whom was referred

A bill to amend section 818 of the compiled laws, in relation to the assessment and collection of taxes,

Respectfully report that they have had the same under consideration, and after due deliberation thereon, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McMahon,

The rules were suspended and the bill placed on its final passage.

The bill being

A bill to amend sec. 818 of the compiled laws in relation to the assessment and collection of taxes,

Was read a third time and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr.	Allen,	Mr.	Felt,	Mr.	Newman,
	Baldwin,		Ferris,		Newton,
	Beebe,		Fowler,		Perkins,
	Brewster,		Frisbee,		Pratt,
	Brooks,		Gage,		Raymond,
	Benj. Brown,		Geis,		Reynolds,
	S. F. Brown,		Gilluly,		Richards,
	A. W. Buel,		Goodwin,		Richardson,
	H. S. Buel,		Grace,		Robison,
	Bush,		Green,		Sessions,
	Childs,		Greenfield,		Sharpe,
	Clark,		Kelley,		Starkweather,
	Connor,		Kelsey,		E. H. Thomson,
	Dalton,		Kore,		R. Thompson,
	Daniells,		Lane,		Wallace,
	Davids,		Loomis,		Warner,
	Dickey,		McMahon,		Watkins,
	Driggs,		McDermott,		Wilkerson,
	Dunbar,		Miles,		Woolnough,
	Enos,		Mussey,		Wixson,
	Fallass,		Mulholland,		Speaker, 63

NAYS.

Mr.	Bancroft,	Mr.	Bushnell,	Wendell,
	Beers,		Gleasner,	5

The title was agreed to.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 58, being

A bill to enlarge the boundaries of the townships of L'Anse and Portage, in the county of Houghton,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Monroe,
Baldwin,	Dunbar,	Mussey,
Bancroft,	Fallass,	Newman,
Beebe,	Felt,	Newton,
Beers,	Ferris,	Perkins,
Beeson,	Fowler,	Phelps,
Brewster,	Gage,	Pratt,
Brooks,	Geis,	Reynolds,
G. W. Brown,	Gilluly,	Richards,
Benj. Brown,	Gleesner,	Robison,
S. F. Brown,	Goodwin,	Sessions,
A. W. Buel,	Grace,	E. H. Thomson,
Buah,	Green,	R. Thompson,
Bushnell,	Greenfield,	Wallace,
Carr,	Kelley,	Warner,
Childs,	Kore,	Watkins,
Clark,	Lane,	Wendell,
Connor,	Loomis,	Wilkerson,
Dalton,	McMahon,	Woolnough,
Daniels,	McDermott,	Wixson,
Dickey,	Miles,	Speaker, 63

NAYS. 6

Title agreed to.

On motion of Mr. Greenfield,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to authorize the trustees of the Baptist church and society of Paw Paw, to mortgage real estate,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Newton,
Baldwin,	Ferris,	Perkins,
Bancroft,	Frisbee,	Pratt,
Beeson,	Gage,	Richards,
Brewster,	Geis,	Richardson,
G. W. Brown,	Gilluly,	Robison,
S. F. Brown,	Gleesner,	Sessions,
A. W. Buel,	Grace,	Sharpe,
H. S. Buel,	Greenfield,	Starkweather,
Buah,	Kelley,	E. H. Thomson,
Childs,	Kelsey,	Wallace,
Clark,	Kore,	Warner,

Connor,	Lane,	Watkins,	
Davids,	McMahon,	Wendell,	
Dickey,	McDermott,	Wilkerson,	
Dunbar,	Miles,	Woolnough,	
Enos,	Mulholland,	Wixson,	
Fallass,	Newman,	Speaker,	53

NAYS.

Mr. Benj. Brown,	Mr. Daniells,	Mr. Goodwin,	
Bushnell,			4

Title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 33, entitled

A bill for the protection of gas light companies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,	
Baldwin,	Fowler,	Perkins,	
Bancroft,	Gage,	Pratt,	
Beebe,	Geis,	Raymond,	
Beers,	Gilluly,	Reeves,	
Beeson,	Gleasner,	Reynolds,	
S. F. Brown,	Goodwin,	Richardson,	
A. W. Buel,	Grace,	Robison,	
Bushnell,	Green,	Sessions,	
Carr,	Greenfield,	Sharpe,	
Childs,	Kelley,	Smith,	
Clark,	Kelsey,	Starkweather,	
Connor,	Kore,	Thomas,	
Dalton,	Lane,	R. Thompson,	
Davids,	Loomis,	Wallace,	
Dickey,	McMahon,	Warner,	
Driggs,	McDermott,	Watkins,	
Dunbar,	Miles,	Wendell,	
Enos,	Mussey,	Wilkerson,	
Fallass,	Mulholland,	Woolnough,	
Felt,	Newman,		62

NAYS 0

Mr. Brewster,	Mr. Bush,	Mr. E. H. Thomson,	
G. W. Brown,	Daniells,	Speaker,	
Benj. Brown,	Phelps,		

Title agreed to.

Senate bill, being

A bill to confirm the assessment rolls of the township of Ontonagon, in the county of Ontonagon, for the year 1857, and to extend the time for the collection thereof.

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Newton,
	Baldwin,		Fowler,		Perry,
	Bancroft,		Frisbee,		Perkins,
	Beers,		Gage,		Pratt,
	Beeson,		Gies,		Reeves,
	Brewster,		Gilluly,		Reynolds,
	S. F. Brown,		Gleasner,		Richards,
	A. W. Buel,		Goodwin,		Richardson,
	H. S. Buel,		Grace,		Robison,
	Bush,		Green,		Sessions,
	Bushnell,		Greenfield,		Sharpe,
	Carr,		Kelley,		Smith,
	Childs,		Kelsey,		Starkweather,
	Clark,		Kore,		Thomas,
	Campau,		Lane,		E. H. Thomson,
	Dalton,		McMahon,		Wallace,
	Daniells,		McDermott,		Warner,
	Davids,		Miles,		Watkins,
	Driggs,		Mitchell,		Wendell,
	Dunbar,		Monroe,		Wilkerson,
	Enos,		Mussey,		Woolnough,
	Fallass,		Mulholland,		Wixson,
	Felt,		Newman,		Speaker, 69

NAYS.

Mr. R. Thompson, 1

Title agreed to.

On motion of Mr. S. F. Brown,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Joint resolution relative to the printing and distribution of certain reports,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr,	Bancroft,	Mr.	Felt,	Mr.	Perry,
	Beebe,		Fowler,		Perkins,
	Beeson,		Frisbee,		Pratt,

Brewster,	Gage,	Richards,
Brooks,	Grace,	Richardson,
S. F. Brown,	Green,	Robison,
A. W. Buel,	Greenfield,	Sessions,
Bush,	Kelley,	Sharpe,
Bushnell,	Kelsey,	E. H. Thomson,
Carr,	Kore,	R. Thompson,
Childs,	Loomis,	Warner,
Clark,	McMahon,	Watkins,
Campau,	McDermott,	Wilkerson,
Connor,	Miles,	Woolnough,
Dalton,	Monroe,	Wixon,
Daniells,	Mussey,	Speaker,
Enos,	Newton,	50

NAYS.

Mr. Baldwin,	Mr. Gilluly,	Mr. Mulholland,
Ferris,	Lane,	Newman,
Geis,	Mitchell,	Reynolds, 9

Title and preamble agreed to.

House bill No. 28, being

A bill to attach a portion of section 5, town 13 north of range 5 east, to the township of Kochville,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallas,	Mr. Newman,
Baldwin,	Felt,	Newton,
Bancroft,	Ferris,	Perry,
Bears,	Frisbee,	Phelps,
Besson,	Gage,	Pratt,
Brewster,	Geis,	Raymond,
Brooks,	Gilluly,	Reeves,
S. F. Brown,	Grace,	Richardson,
Carr,	Green,	Sessions,
Childs,	Greenfield,	Thomas,
Clark,	Kelley,	E. H. Thomson,
Campau,	Kelsey,	R. Thompson,
Connor,	Lane,	Wallace,
Dalton,	McMahon,	Warner,
Daniells,	McDermott,	Watkins,
Davids,	Miles,	Wilkerson,
Dickey,	Mussey,	Woolnough,
Driggs,	Mulholland,	Speaker,
Dunbar,		55

NAYS.

Mr. Bushnell,	Mr. Wendell,	2

Title agreed to.

House bill No. 24, entitled,

A bill to organize the county of Muskegon,

Was read a third time.

Pending the vote on the passage of the bill,

Mr. Monroe moved a call of the House.

Which motion prevailed.

The Clerk called the roll.

Absent without leave, Messrs. H. S. Buel and McKinley.

On motion of Mr. McMahon,

Further proceedings under the call were dispensed with.

A majority of all the members elect voting for the bill, it was passed, by yeas and nays as follows:

YEAS.

Mr. Baldwin,	Mr. Kelley,	Mr. Raymond,
Brooks,	Kelsey,	Reynolds,
G. W. Brown,	Kore,	Robison,
S. F. Brown,	Lane,	Sessions
Carr,	Loomis,	Starkweather,
Childs,	McMahon,	Thomas,
Daniells,	Mitchell,	R. Thompson,
Driggs,	Monroe,	Wallace,
Enos,	Mussey,	Watkins,
Felt,	Mulholland,	Wilkerson,
Ferris,	Newman,	Woolnough,
Gage,	Newton,	Wixson,
Gilluly,	Perry,	Speaker,
Goodwin,	Phelps,	41

NAYS.

Mr. Allen,	Mr. Dalton,	Mr. McDermott,
Bancroft,	Davids,	Miles,
Beebe,	Dickey,	Perkins,
Beers,	Dunbar,	Pratt,
Beeson,	Fallass,	Reeves,
Brewster,	Fowler,	Richards,
Benj. Brown,	Frisbee,	Richardson,
A. W. Buel,	Gies,	Sharpe,
Bush,	Gleasner,	Smith,
Bushnell,	Grace,	E. H. Thomson,
Clark,	Green,	Warner,
Campau,	Greenfield,	Wendell,
Connor,		37

Pending the announcement of the vote,

Mr. Daniells moved that Mr. Driggs be excused from voting.

Which did not prevail.

Mr. Mussey moved that Mr. Loomis be excused from voting.

Which did not prevail.

Title agreed to.

Mr. A. W. Buel, by unanimous consent, made the following report:

Mr. SPEAKER:—I have had the honor, and I certainly esteem it such, to be appointed by yourself a committee of one, to burn the enacting clause of the anti-stay-law-bill. I respectfully report, (Mr. Buel at this moment, holding up the said enacting clause, in presence of the House, fastened to a stake and in flames,) that I have performed the duty assigned me by your direction. I beg further to say, it is my desire, that you will, yourself, as one of the mourners, on some early and proper occasion, sing the usual "*Requiescat in pace.*"

All which is respectfully submitted.

ALEX. W. BUEL, *Committee.*

Report accepted and the committee discharged from the further consideration of the ashes of the departed.

On motion of Mr. Kora,

The House adjourned.

Lansing, Saturday, January 29, 1859.

House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Withington.

Roll called: quorum present.

Leave of absence was granted to Messrs. Allen, Benj. Brown, Connor, Gage and Robison for two days.

PETITIONS PRESENTED.

By Mr. E. H. Thomson: the petition of the Common Council of the city of Flint, asking for an amendment of their charter, by which they can issue city bonds for the purpose of building a fireman's hall and other buildings;

Referred to the committee on banks and incorporations.

By Mr. Enos: petition of 41 ladies and others, citizens of Niles, Berrien county, praying for an amendment to the present liquor law, so as to prevent the manufacture and sale of all intoxicating liquors as a

beverage, as under the present law many witnesses are unable to state whether they drank lager beer or whisky;

Referred to the committee on State affairs.

By Mr. Kelley: petition of Parker Gilham and 49 others, of Kalamazoo county, praying a change of the name of Waukeshma, to that of Newark;

Referred to the committee on towns and counties.

By G. W. Brown: petition of W. W. Wooster and 131 others, praying for the repeal of act No. 37, of the session laws of 1852, and the re-enactment of act No. 39, of the session laws of 1849;

Referred to the judiciary committee.

By Mr. Clark: remonstrance of E. S. Faxon, J. D. Conklin, and 113 others, citizens of Lenawee county, against the employing of convicts in any branch of mechanical labor in the State prison;

Referred to the committee on State Prison.

By the Speaker: memorial of 41 citizens of Eaton Rapids, Eaton county, remonstrating against the injustice of excluding young women from the benefits of an education in the State university;

Referred to the committee on education.

By Mr. A. W. Buel: petition of Samuel T. Douglass, H. A. Morrow, M. A. Chase, and 65 others, members of the bar of the city of Detroit, against the passage of a law creating an additional circuit court commissioner for the county of Wayne;

Referred to the judiciary committee.

By Mr. Monroe: petition of Vernon Parks and others, citizens of Albion, for a law to register births and deaths;

Referred to committee on State affairs.

By Mr. Carr: petition of L. F. Taylor and 89 others, praying for an appropriation to build a bridge across the Titawabossee river, and one across the Chippewa river;

Referred to the committee on roads and bridges.

By Mr. Beeson: petition of S. H. Griffin, Charles Jewett, E. M. Plympton, and 153 others, for an act to incorporate the city of Niles;

Also, of W. B. Joselein, D. O. Woodworth and 37 others, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Enos: petition of Geo. Graham, Geo. Van Horn and 26 others, ladies and gentlemen, inhabitants of Oronoco, Berrien county,

praying for an alteration of the prohibitory liquor law, so as to prevent the manufacturing and sale of all intoxicating liquors as a beverage;

Referred to the committee on State affairs.

By Mr. Campau: memorial of the freeholders of the ninth ward of the city of Detroit;

Referred to the committee on banks and incorporations.

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to amend section 30, chapter 10, of the compiled laws, fixing the compensation of the board of supervisors,

Ask leave to report, that they have had the same under consideration, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the judiciary committee:

The committee on the judiciary, to whom was referred Senate bill No. 62,

A bill to amend section 30, chapter 128, of the revised statutes of 1846, in relation to recognizances in criminal cases, and to repeal section 32 of said chapter,

Have had the same under consideration, and would respectfully report it back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred Senate bill,

A bill to extend the time for the collection of taxes in the township of Decatur, in the county of Van Buren, for the year 1858,

Respectfully report, that they have had the same under considera-

tion, and report the same back to the House, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. Dickey,

The bill was laid on the table.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to diminish expenses in the Circuit and other Courts,

Have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend that it do pass, and ask to be discharged from its further consideration.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order and ordered printed.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to legalize the tax roll of the township of Midland, in the county of Midland,

Would respectfully report that they have had the same under consideration, and report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carr,

The bill was placed on the order for third reading.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to amend an act in relation to insurance companies and insurance agents, approved Feb. 12, 1855,

Would report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to extend the time for the collection of taxes for the year 1858.

A bill to amend an act entitled an act to provide for the recording of town plats, and for vacating the same in certain cases, approved April 19, 1839, ch. 379, vol. 1, compiled laws.

A bill to extend the time for the collection of taxes in the township of Clay, St. Clair county.

A bill to amend certain sections of an act entitled an act to incorporate the village of Albion, approved Feb. 9, 1855.

Also,

Joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of the township of Emmet and county of Calhoun.

E. PERRY, *Chairman.*

Report accepted.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out a State road in the county of Ontonagon,

Respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back without amendment, with a recommendation that the same do pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, committee discharged and the bill placed on the order for third reading.

By the committee on ways and means:

The committee on ways and means to whom was referred

A bill to fix the hours of labor necessary for a day's work,

Have had the same under consideration, and instructed their chairman to report the same back without recommendation, believing that common usage has established the ten hour system, and that legislation

upon the subject at this time is unnecessary, and ask to be discharged from its further consideration.

CHAS. DICKEY, *Chairman.*

Report accepted, and committee discharged, the bill referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred the memorial of Henry Smith, would respectfully report that they have had the same under consideration, and have directed their chairman to report that the subject is one more properly requiring the judgment of the committee upon roads and bridges—that it is an *elevated* railway, and no allusions whatever are made to *banks*. The memorialist claims, that by the adoption of this plan for the Pacific railroad, passengers will pass from New York to San Francisco in 36 hours. The whole work, superstructure and all, is to be of iron, the pillars of graduated length, (to sustain the rail,) to meet the inequalities of the earth's surface. The cars are suspended. No winter's snows, nor animals can obstruct. There will be an upper corrugated track, with wheels cogged and attached to the train—by means of which steep ascents will be climbed. It is recommended to open iron works along its route, where the castings will be fitted and made. The whole estimated cost of double track is $43,000 per mile. Whole cost from N. Y. city to San Francisco is $120,400 00. The memorialist is aware that this House may be disposed to look upon this, his statement, as the work of over-heated imagination, but begs this House to consider that Fulton, Morse and others, were considered equally as visionary by their contemporaries.

Your committee does not feel itself fully competent to decide as to the practical merits of the project, although they feel free to report that there are, in their estimation, some *slight* obstacles, and apparent incongruities in the memorial, which render the project, however desirable it may be, to say the least, difficult to reconcile, and yet more difficult to accomplish. The petitioner desires that the State appropriate the sum of $1000 for his use, to enable him to present the subject to the favorable consideration of the Congress of the United States. This, in the present condition of the State finances, is more properly referable

to the committee of ways and means. The committee therefore recommend, if the House think proper, a division of the subject, and that it be referred to the committees upon roads and bridges, and ways and means.

All of which is respectfully submitted.

P. B. LOOMIS, *Chairman.*

Mr. McMahon moved that the memorial be referred to the committee on ways and means, with instructions to report a bill appropriating $1,000 for the use of the petitioner.

Mr. Dickey moved to amend by giving the petitioner leave to withdraw his petition.

The amendment was not adopted.

The question recurring upon the original motion, it was not adopted.

Mr. Daniells moved that the petition be laid upon the table, and ordered printed.

Mr. Watkins called for a division of the question.

The question being upon laying the petition upon the table, it was adopted.

The question then recurring upon the motion to print, the same was adopted.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, January 28, 1859.

To the Speaker of the House of Representatives:

I have this day approved and filed in the office of the Secretary of State the following acts:

An act entitled an act "to amend an act entitled an act to provide for laying out, establishing and improving a State road in Clinton, Gratiot, Shiawassee, Saginaw and Genesee counties, approved Feb. 17, 1857;"

Also,

An act entitled an act "to extend the time for the collection of taxes in the township of Albion, in the county of Calhoun;"

Also,

An act entitled an act "to extend the time for the collection of taxes in the township of Erie, in the county of Monroe;"

Also,

An act entitled an act "to extend the time for the collection of taxes for the year 1858, in the township of Allegan in the county of Allegan."

M. WISNER.

The following message from the Governor was received by his private secretary:

To the House of Representatives:

I herewith return to you a bill entitled an act "donating six hundred and forty acres of land to Mrs. Rogers, wife of Henry D. Rogers," with my signature withheld.

I regret the necessity that requires me to take this step, but a sense of duty to the whole people leaves me no alternative. This bill gives to Mrs. Rogers six hundred and forty acres of land, to be by her selected from the "swamp lands," granted to the State of Michigan by the act of Congress of September 28, 1850. This land, when selected by her, is to be exempt from all taxation for the period of twenty-one years from the 1st day of January instant. The fee of this land by this bill will become vested absolutely in Mrs. Rogers, and she may unquestionably dispose of it in any manner that she may see fit, without regard to the four children mentioned in the preamble to the bill. These swamp lands were granted to the State for a special purpose, for drainage and reclamation; and good faith, at least, requires the State sacredly to appropriate them for that purpose so far as is necessary to carry out the spirit of the grant.

When the Legislature undertakes to give away these lands, simply because the donee is surrounded with "extraordinary circumstances," and without making any provision for their drainage, reclamation or settlement, it looks as if the great object of the grant was completely lost sight of. This bill imposes no obligation upon Mrs. Rogers, ever to occupy this land, or to drain or reclaim it in the slightest degree. If you can give away a section of the swamp lands, regardless of the proviso in the act of Congress ceding these lands to the State, without making provision for its settlement or reclamation, why may you not give the whole of them away. There is another objection to this bill, that to me is insurmountable. The constitution provides that "the assent of two-thirds of the members elected to each house of the Legislature shall be requisite to every bill appropriating the public money or property for local or private purposes." The journal of the Senate shows

that this bill was passed by the following vote—yeas 19, nays 12. The assent of two-thirds of the members of the Senate has never been given to this bill. That it appropriates the public property for private purposes, within the meaning of the constitution, it seems to me cannot be questioned. The fee of this land by the patents of the general government has become vested in the State. The legal estate is in the State by virtue of patents. It is the public property of the State, although she is bound by the act of Congress, and of our act of acceptance, to use it for a particular purpose, "so far as is necessary." If this land is not the property of the State, then she has no right to give it away. If it is the property of the State her Legislature cannot appropriate it for private purposes, without the assent of two-thirds of the members of each house.

For the above reasons, I withhold my signature from this bill, and respectfully return it to the House whence it originated.

M. WISNER.

EXECUTIVE OFFICE,
Lansing, January 29, 1859.

The question being upon reconsidering the vote whereby the House passed the bill,

On motion of Mr. McMahon,

The whole subject was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 28, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following:

Senate bill No. 32, being

A bill authorizing appropriations for the salaries of the State officers for the years 1859 and 1860.

Senate bill No. 70, being

A bill to revise the charter of the city of Ypsilanti.

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of

all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on ways and means.

The second named bill was read twice, and

On motion of Mr. McMahon,

Was referred to the committee on State affairs.

Also, the following:

SENATE CHAMBER,
Lansing, January 28, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bills:

A bill to extend the time for the collection of taxes in the township of Clay, in St. Clair county;

Also,

A bill to extend the time for the collection of taxes in the township of Handy, in the county of Livingston;

Which the Senate have amended, by striking out the words "as soon as practicable," and inserting, "by the first day of April next," in section 3.

In the passage of which, with last so amended, the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all of said said Senators, and in which amendment the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The question being upon concurring in the amendment made to the last named bill,

On motion of Mr. Gilluly,

The same was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Ferris,	Mr. Phelps,
Bancroft,	Frisbee,	Pratt,
Beebe,	Gies,	Raymond,
Beers,	Gleasner,	Reeves,
Beeson,	Goodwin,	Reynolds,
Brooks,	Grace,	Richards,
G. W. Brown,	Green,	Richardson,
S. F. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelley,	Sharpe,
Bush,	Kelsey,	Smith,
Bushnell,	Kore,	Starkweather,
Carr,	Loomis,	Thomas,
Childs,	McMahon,	E. H. Thompson,
Clark,	McDermott,	R. Thompson,
Campau,	McKinley,	Wallace,
Dalton,	Miles,	Warner,
Daniells,	Monroe,	Watkins,
Davids,	Mussey,	Wendell,
Dickey,	Mulholland,	Wilkerson,
Driggs,	Newman,	Woolnough,
Dunbar,	Newton,	Wixson,
Enos,	Perry,	Speaker,
Felt,	Perkins,	68

NAYS.

Mr. Fallass, 1

The bills were referred to the committee on engrossment and enrollment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Dalton offered the following:

Resolved, That the Clerk of this House be and he is hereby instructed to request the Senate to return to this body, House bill No. 24, entitled

A bill to organize the county of Muskegon.

Mr. Ferris moved to lay the resolution on the table.

Mr. Dickey demanded the yeas and nays;

Which demand was seconded, and the motion to lay on the table was adopted by the following vote:

YEAS.

Mr. Baldwin,	Mr. Kore,	Mr. Phelps,
Beeson,	Lane,	Raymond,
Brooks,	Loomis,	Reynolds,
S. F. Brown,	McMahon,	Sessions,
Childs,	Miles,	Starkweather,

Daniells,	Mitchell,	Thomas,
Driggs,	Monroe,	R. Thompson,
Enos,	Mussey,	Wallace,
Felt,	Mulholland,	Wilkerson,
Ferris,	Newman,	Woolnough,
Gilluly,	Newton,	Wixson,
Kelly,	Perry,	Speaker,
Kelsey,		37

NAYS.

Mr. Bancroft,	Mr. Fallass,	Mr. Perkins,
Bears,	Fowler,	Pratt,
A. W. Buel,	Frisbee,	Reeves,
Bush,	Gies,	Richards,
Bushnell,	Gleesner,	Richardson,
Carr,	Goodwin,	Sharpe,
Clark,	Grace,	Smith,
Campau,	Green,	E. H. Thomson,
Dalton,	Greenfield,	Warner,
Davids,	McDermott,	Watkins,
Dickey,	McKinley,	Wendell,
Dunbar,		34

Pending the announcement of the vote,

Mr. Pratt moved that Mr. Monroe be excused from voting;

Which did not prevail.

Mr. Kore moved that Mr. Perry be excused from voting;

Which did not prevail.

Mr. E. H. Thomson gave notice that he would, on Monday next, ask leave to introduce

A bill amending an act entitled an act to incorporate the city of Flint, approved Feb. 13, 1855, and the act amendatory thereto, approved Feb. 2, 1857.

Mr. G. W. Brown moved to take from the table

A bill to incorporate the city of East Saginaw,

And place the same on the order of third reading of bills;

Which motion was adopted.

Mr. McDermott offered the following:

Whereas, The session of this Legislature is limited to a period of forty days, and more than half of that time having already elapsed; therefore be it

Resolved, That no member of this body shall hereafter be permitted to leave his seat for the purpose of gossipping with the ladies in the lobby, unless he first receive the consent of this House, and that all

communications from the fair sex intended to be communicated to members of this House during its daily sessions, be received by the committee on supplies or the Speaker.

Mr. Smith moved to amend by adding the words, "provided that the unmarried members of the House be excepted;"

Which motion was not adopted.

Mr. Loomis moved to lay the whole subject on the table;

Which motion did not prevail.

Mr. McMahon moved to refer the resolution to the committee on internal improvements.

Mr. Bushnell offered a substitute for the original resolution,

Which was not adopted.

On motion of Mr. Dickey,

The whole resolution was indefinitely postponed.

Mr. Kore offered the following:

Resolved, That House bill No. 28 be taken from the table and made the special order for 2 o'clock this day.

On motion of Mr. S. F. Brown,

The same was laid on the table.

Mr. Bushnell, by unanimous consent, introduced,

A bill to preserve the "relics of antiquity."

The following is the bill:

3 Michigan { Vignette—Train of cars in motion. } Safety Fund 3

Detroit and St. Joseph Rail Road

BANK, *Will pay* THREE DOLLARS *on demand to* N. Eddy, *or Bearer.*

No. 2796. A JACKSON, May 9, 1836.

W. Budington, *Cash.* (Factory.) M. C. Hough, *Prest.*

On motion of Mr. Woolnough,

The bill was referred to the committee on ways and means.

Mr. Fallass, unanimous consent being given, introduced

A bill to amend section 36, of chapter 14 of the revised statutes of 1846;

Which bill was read twice and referred to the committee on the judiciary.

Mr. Richardson, in accordance with previous notice, leave being granted, introduced

A bill to detach the township of Sebawaing from Huron county, and attach it to the county of Tuscola;

And moved that the bill be referred to a special committee of three.

Mr. Wixson moved to indefinitely postpone the whole subject;

Which motion was not adopted.

The original motion was then adopted.

Mr. Carr gave notice that on some future day he would ask leave to introduce

A bill to alter the plat of the village of Midland.

THIRD READING OF BILLS.

Senate bill, being

A bill to revise and amend the charter of the city of Saginaw,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Frisbee,	Mr. Perkins,
Brewster,	Gies,	Phelps,
G. W. Brown,	Goodwin,	Pratt,
S. F. Brown,	Grace,	Raymond,
Carr,	Green,	Richards,
Childs,	Kelley,	Richardson,
Clark,	Kelsey,	Sharpe,
Campau,	Kore,	Starkweather,
Daniells,	Lane,	Thomas,
Davids,	Loomis,	E. H. Thomson,
Dickey,	McMahon,	R. Thompson,
Driggs,	McDermott,	Wallace,
Dunbar,	McKinley,	Warner,
Enos,	Mitchell,	Watkins,
Fallass,	Mulholland,	Wendell,
Felt,	Newman,	Wilkerson,
Ferris,	Newton,	Woolnough,
Fowler,	Perry,	Speaker, 54

NAYS.

Mr. Bushnell, 1

Title agreed to.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to incorporate the city of East Saginaw,

Was read a third time, and passed, a majority all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Fowler,	Mr. Pratt,
Bancroft,	Gies,	Raymond,
Beebe,	Gleasner,	Reynolds,
Beers,	Grace,	Richards,
Brewster,	Green,	Richardson,
G. W. Brown,	Kelley,	Sessions,
S. F. Brown,	Kelsey,	Sharpe,
Carr,	Kore,	Smith,
Childs,	Lane,	Starkweather,
Clark,	Loomis,	Thomas,
Campau,	McMahon,	E. H. Thomson,
Dalton,	McDermott,	R. Thompson,
Daniells,	McKinley,	Wallace,
Davids,	Mitchell,	Warner,
Dickey,	Mulholland,	Watkins,
Driggs,	Newman,	Wilkerson,
Dunbar,	Newton,	Woolnough,
Enos,	Perry,	Wixson,
Felt,	Perkins,	Speaker.
Ferris,	Phelps,	59.

NAYS.

Mr. Gilluly,	Mr. Goodwin,	Mr. Reeves, 3.

Title agreed to.

On motion of Mr. Carr,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, being

A bill to change the name of Eulalia Hardy,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gleasner,	Mr. Pratt,
Bancroft,	Goodwin,	Raymond,
Beers,	Grace,	Reynolds,
Brewster,	Green,	Richards,
Brooks,	Kelley,	Richardson,

G. W. Brown,	Kelsey,	Sessions,
S. F. Brown,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Carr,	Loomis,	Thomas,
Clark,	McDermott,	E. H. Thomson,
Daniells,	McKinley,	R. Thompson,
Davids,	Mitchell,	Wallace,
Dickey,	Monroe,	Warner,
Driggs,	Mussey,	Watkins,
Enos,	Mulholland,	Wendell,
Fallass,	Newman,	Wilkerson,
Ferris,	Perry,	Woolnough,
Fowler,	Perkins,	Wixson,
Gies,	Phelps,	Speaker, 57

NAYS. 0

Title agreed to.

On motion of Mr. Fallass,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled,

A bill to change the name of the village of Montrose, in the county of Ionia, to Muir,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Frisbee,	Mr. Phelps,
Beebe,	Gies,	Pratt,
Beers,	Gilluly,	Raymond,
Beeson,	Gleasner,	Reeves,
Brewster,	Green,	Reynolds,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Greenfield,	Richardson,
S. F. Brown,	Kelley,	Sessions,
Bush,	Kelsey,	Sharpe,
Childs,	Kore,	Smith,
Campau,	Lane,	Starkweather,
Dalton,	Loomis,	E. H. Thomson,
Daniells,	McMahon,	R. Thompson,
Davids,	McDermott,	Wallace,
Dickey,	McKinley,	Warner,
Driggs,	Mitchell,	Watkins,
Dunbar,	Mulholland,	Wendell,
Enos,	Newman,	Wilkerson,
Fallass,	Newton,	Woolnough,
Felt,	Perry,	Wixson,

Ferris, Perkins, Speaker,
Fowler, 64

NAYS. 0

Title agreed to.

On motion of Mr. Raymond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to change the name of Lillie Pauline Fisk to Lillie Pauline Spaulding,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Gies,	Mr. Pratt,
Beers,	Gleasner,	Raymond,
Beeson,	Goodwin,	Reeves,
Brewster,	Grace,	Richards,
Brooks,	Green,	Richardson,
S. F. Brown,	Greenfield,	Sharpe,
A. W. Buel,	Kelley,	Smith,
Childs,	Kelsey,	Starkweather,
Clark,	Kore,	Thomas,
Dalton,	Lane,	E. H. Thomson,
Daniells,	Loomis,	R. Thompson,
Davids,	McMahon,	Wallace,
Dickey,	McDermott,	Warner,
Driggs,	McKinley,	Watkins,
Knox,	Newman,	Wilkeson,
Fallass,	Newton,	Woolnough,
Felt,	Perry,	Wixson,
Ferris,	Perkins,	Speaker,
Frisbee,	Phelps,	56

NAYS.

Mr. Mulholland, Mr. Wendell. 2

Title agreed to.

On motion of Mr. Clark,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 54, entitled

A bill to extend the limits and jurisdiction of the city of Ann Arbor in relation to burying grounds,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Ferris,	Mr. Pratt,
Beebe,	Fowler,	Raymond,
Beers,	Frisbee,	Reeves,
Beeson,	Gies,	Reynolds,
Brooks,	Gilluly,	Richards,
G. W. Brown,	Gleasner,	Richardson
S. F. Brown,	Grace,	Sharpe,
A. W. Buel,	Green,	Smith,
Bush,	Kelley,	Starkweather,
Childs,	Kore,	Thomas,
Clark,	Lane,	E. H. Thomson,
Campau,	Loomis,	R. Thompson,
Dalton,	McMahon,	Wallace,
Daniells,	McDermott,	Watkins,
Davids,	McKinley,	Wendell,
Dickey,	Newton,	Wilkerson,
Driggs,	Perry,	Woolnough,
Enos,	Perkins,	Wixson,
Fallass,	Phelps,	Speaker,
Felt,		56

NAYS. 0

Title agreed to.

On motion of Mr. S. F. Brown,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to incorporate the village of Lowell,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Felt,	Mr. Newman,
Beebe,	Ferris,	Perry,
Beers,	Gies,	Phelps,
Beeson,	Gilluly,	Pratt,
Brewster,	Gleasner,	Raymond,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Grace,	Richardson,
S. F. Brown,	Green,	Sharpe,
A. W. Buel,	Greenfield,	Smith,
Bush,	Kelley,	Starkweather,
Childs,	Kelsey,	Thomas,
Clark,	Kore,	E. H. Thomson,
Campau,	Lane,	R. Thompson,
Dalton,	Loomis,	Wallace,
Daniells,	McMahon,	Watkins,

Davids,	McDermott,	Wendell,	
Dickey	McKinley,	Wilkerson,	
Driggs,	Miles,	Woolnough,	
Dunbar,	Mitchell,	Wixson,	
Enos,	Mussey,	Speaker,	
Fallass,	Mulholland,		62

NAYS.

Mr. Baldwin,	Mr. Fowler,	2

Title agreed to.

On motion of Mr. Daniells,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

A joint resolution relative to binding the school laws of the State of Michigan,

Being under consideration,

Mr. Mussey moved that the House take a recess until 2 o'clock;

Which motion prevailed.

—

AFTERNOON SESSION.

2 o'clock, P. M.

House met, and was called to order by the Speaker.

Roll called; quorum present.

The House resumed the order of business under the head of

THIRD READING OF BILLS.

Having under consideration

A joint resolution relative to binding the school laws of the State of Michigan.

The joint resolution was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Green,	Mr. Phelps,
Beebe,	Greenfield,	Pratt,
Brooks,	Kelley,	Raymond,
S. F. Brown,	Kelsey,	Reynolds,
Carr,	Kore,	Richards,
Childs,	Lane,	Sessions,
Campau,	Loomis,	Sharpe,
Dickey,	McMahon,	Starkweather,
Driggs,	Miles,	Thomas,
Enos,	Mitchell,	R. Thompson,

Fallass, Felt, Fowler, Gilluly, Goodwin, Grace, Mussey, Newman, Newton, Perry, Perkins, Wallace, Wilkerson, Woolnough, Wixson, Speaker, 46

NAYS.

Mr. Bancroft, Beers, Beeson, G. W. Brown, Clark, Dalton, Mr. Dunbar, Frisbee, Gies, Monroe, Mulholland, Reeves, Mr. Smith, E. H. Thomson, Warner, Watkins, Wendell, 17

The title and preamble agreed to.

House bill, entitled

A bill to designate holidays to be observed in the acceptance and payment of bills of exchange and promisory notes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft, Beers, Beeson, G. W. Brown, S. F. Brown, Bush, Childs, Clark, Campau, Davis, Driggs, Fallass, Felt, Ferris, Gies, Mr. Gilluly, Gleasner, Goodwin, Grace, Green, Greenfield, Kelsey, Kore, Loomis, McMahon, McDermott, McKinley, Mitchell, Monroe, Mussey, Mr. Newman, Perry, Perkins, Pratt, Raymond, Reeves, Richardson, Sessions, Sharpe, Smith, E. H. Thomson, Warner, Wendell, Woolnough, Speaker, 45

NAYS.

Mr. Baldwin, Beebe, Brooks, Carr, Dalton, Dickey, Dunbar, Fowler, Mr. Frisbee, Kelley, Lane, Miles, Mulholland, Newton, Phelps, Reynolds, Mr. Richards, Starkweather, Thomas, R. Thompson, Wallace, Watkins, Wilkerson, Wixson, 24

Title agreed to.

Senate bill No. 11, entitled

A bill to amend section 63, of chapter 103, of the revised statutes of 1846, in relation to bills of exception, and being section 4,405 of the compiled laws of 1857,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Baldwin,	Mr.	Gilluly,	Mr.	Perkins,
	Bancroft,		Goodwin,		Phelps,
	Beebe,		Greenfield,		Pratt,
	Beers,		Kelley,		Reeves,
	Beeson,		McDermott,		Reynolds,
	Brooks,		McKinley,		Richardson,
	G. W. Brown,		Miles,		Sessions,
	S. F. Brown,		Monroe,		Sharpe,
	A. W. Buel,		Mussey,		Smith,
	Bush,		Mulholland,		R. Thompson,
	Dickey,		Newman,		Watkins,
	Dunbar,		Newton,		Woolnough,
	Fallass,		Perry,		Speaker, 39

NAYS.

Mr.	Brewster,	Mr.	Fowler,	Mr.	Mitchell,
	Carr,		Frisbee,		Raymond,
	Childs,		Gies,		Richards,
	Campau,		Glessner,		Starkweather,
	Dalton,		Grace,		Thomas,
	Driggs,		Kelsey,		E. H. Thomson,
	Enos,		Kore,		Wallace,
	Felt,		Lane,		Wendell,
	Ferris,		McMahon,		Wilkerson, 27

Senate bill No. 55, entitled

A bill to amend an act to incorporate the city of St. Clair, approved February 4, 1858,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Bancroft,	Mr.	Gilluly,	Mr.	Perry,
	Beeson,		Glessner,		Perkins,
	Brooks,		Goodwin,		Phelps,
	G. W. Brown,		Grace,		Pratt,
	S. F. Brown,		Green,		Raymond,
	A. W. Buel,		Greenfield,		Reeves,
	Bush,		Kelley,		Richards,
	Childs,		Kelsey,		Richardson,

Dalton,	Kore,	Sessions,
Davids,	Lane,	Smith,
Dickey,	Loomis,	Starkweather,
Driggs,	McMahon,	Thomas,
Dunbar,	McDermott,	E. H. Thomson,
Enos,	McKinley,	R. Thompson,
Fallass,	Monroe,	Wallace,
Felt,	Mussey,	Wendell,
Ferris,	Mulholland,	Wilkerson,
Fowler,	Newman	Woolnough,
Frisbee,	Newton,	Speaker,
Gies,		58

NAYS. 0

Title agreed to.

Senate bill No. 29, entitled

A bill to amend an act entitled an act to aid in the improvement of a certain highway in the counties of Oakland, Genesee, Tuscola and Saginaw,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Fowler,	Mr. Perry,
Beers,	Frisbee,	Perkins,
Beeson,	Gies,	Pratt,
Brewster,	Gilluly,	Raymond,
Brooks,	Grace,	Richards,
A. W. Buel,	Green,	Richardson,
Bush,	Greenfield,	Sessions,
Carr,	Kelley,	Sharpe,
Childs,	Kelsey,	Smith,
Clark,	Kore,	Starkweather,
Campau,	McMahon,	E. H. Thomson,
Dalton,	McDermott,	R. Thompson,
Daniells,	McKinley,	Wallace,
Davids,	Mussey,	Wendell,
Driggs,	Mulholland,	Woolnough,
Dunbar,	Newman,	Speaker,
Ferris,	Newton,	50

NAYS.

Mr. Dickey,	Mr. Lane,	Mr. Reynolds,
Fallass,	Miles,	Wilkerson,
Gleasner,	Monroe,	8

Title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 25, entitled

A bill for the improvement of a road from Saginaw river, opposite Bay city, in Bay county, to Saginaw city, in Saginaw county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Baldwin,	Mr.	Frisbee,	Mr.	Newton,
	Beebe,		Gies,		Phelps,
	Beers,		Gilluly,		Pratt,
	Beeson,		Gleasner,		Raymond,
	Brewster,		Goodwin,		Reeves,
	S. F. Brown,		Grace,		Richards,
	A. W. Buel,		Green,		Richardson,
	Bush,		Kelley,		Sharpe,
	Childs,		Kore,		Smith,
	Clark,		Lane,		Starkweather,
	Campau,		Loomis,		Thomas,
	Daniells,		McMahon,		E. H. Thomson,
	Davids,		McDermott,		R. Thompson,
	Dickey,		McKinley,		Wallace,
	Driggs,		Miles,		Warner,
	Dunbar,		Monroe,		Wendell,
	Enos,		Mussey,		Wilkerson,
	Fallass,		Mulholland,		Woolnough,
	Felt,		Newman,		Speaker,
	Ferris,				58

NAYS. 0

Title agreed to.

Senate bill No. 4, entitled

A bill to repeal the charter of the Cottonwood Swamp Turnpike Company, and the amendments thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Baldwin,	Mr.	Fallass,	Mr.	Mulholland,
	Bancroft,		Ferris,		Newman,
	Beebe,		Fowler,		Newton,
	Beers,		Frisbee,		Perry,
	Beeson,		Gies,		Perkins,
	Brewster,		Gilluly,		Phelps,
	Brooks,		Goodwin,		Reeves,
	S. W. Brown,		Grace,		Reynolds,

S. F. Brown,	Green,	Richards,
A. W. Buel,	Greenfield,	Richardson,
Bush,	Kelley,	Sharpe,
Carr,	Kelsey,	Smith,
Childs,	Kore,	Starkweather,
Clark,	Lane,	Thomas,
Campau,	McMahon,	E. H. Thomson,
Dalton,	McDermott,	R. Thompson,
Daniells,	McKinley,	Wallace,
Davids,	Miles,	Warner,
Dickey,	Mitchell,	Wendell,
Driggs,	Monroe,	Wilkerson,
Dunbar,	Mussey,	Woolnough,
Enos,		64

NAYS.

Mr. Felt, Mr. Sessions, Mr. Speaker, 3

Title agreed to.

On motion of Mr. Mulholland,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Joint resolution for the relief of Alfred Fry, purchaser of primary school lands,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Felt,	Mr. Newton,
Bancroft,	Fowler,	Perkins,
Beebe,	Gies,	Phelps,
Beers,	Glessner,	Pratt,
Beeson,	Goodwin,	Raymond,
Brewster,	Grace,	Reeves,
Brooks,	Green,	Reynolds,
G. W. Brown,	Greenfield,	Richards,
S. F. Brown,	Kelley,	Richardson,
A. W. Buel,	Kelsey,	Sessions,
Bush,	Kore,	Sharpe,
Carr,	Lane,	Smith,
Childs,	Loomis,	Starkweather,
Clark,	McMahon,	Thomas,
Campau,	McDermott,	E. H. Thomson,
Dalton,	McKinley,	R. Thompson,
Davids,	Miles,	Wallace,
Dickey,	Mitchell,	Warner,
Driggs,	Monroe,	Wendell,
Dunbar,	Mussey,	Wilkerson,
Enos,	Mulholland,	Woolnough,
Fallass,	Newman,	Speaker, 66

NAYS. 0

Title and preamble agreed to.

Senate bill No. 27, entitled

A bill to facilitate the disposition of certain cases of appeals in chancery, pending in the supreme court,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Baldwin,	Mr.	Ferris,	Mr.	Newman,
	Bancroft,		Fowler,		Perry,
	Beers,		Frisbee,		Perkins,
	Beeson,		Gies,		Phelps,
	Brewster,		Gilluly,		Raymond,
	Brooks,		Goodwin,		Richards,
	G. W. Brown,		Grace,		Richardson,
	S. F. Brown,		Green,		Sessions,
	A. W. Buel,		Greenfield,		Sharpe,
	Bush,		Kelley,		Smith,
	Carr,		Kelsey,		Starkweather,
	Childs,		Kore,		E. H. Thomson,
	Clark,		Lane,		R. Thompson,
	Dalton,		McMahon,		Wallace,
	Davids,		McDermott,		Warner,
	Dickey,		McKinley,		Watkins,
	Driggs,		Miles,		Wendell,
	Dunbar,		Mitchell,		Wilkerson,
	Enos,		Monroe,		Woolnough,
	Fallass,		Mussey,		Speaker,
	Felt,				

61

NAYS. 0

Title agreed to.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to authorize the conveyance of a certain lot in the village of Lansing to the Trustees of the Society of the Church of the United Brethren in Christ,

Being under consideration,

By unanimous consent,

On motion of Mr. Mussey,

The bill was amended so as to read, "the Church of the United Brethren in Christ."

The bill was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Felt,	Mr. Newman,
Bancroft,	Ferris,	Newton,
Beebe,	Fowler,	Perry,
Beers,	Frisbee,	Perkins,
Beeson,	Gies,	Phelps,
Brewster,	Gilluly,	Raymond,
Brooks,	Glessner,	Reynolds,
G. W. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Richardson,
A. W. Buel,	Green,	Sessions,
Bush,	Greenfield,	Sharpe,
Carr,	Kelley,	Smith,
Childs,	Kelsey,	Starkweather,
Clark,	Kore,	Thomas,
Campau,	Lane,	E. H. Thomson,
Dalton,	Loomis,	R. Thompson,
Daniells,	McMahon,	Wallace,
Davids,	McDermott,	Warner,
Dickey,	McKinley,	Watkins,
Driggs,	Mitchell,	Wendell,
Dunbar,	Monroe,	Wilkerson,
Enos,	Mussey,	Woolnough,
Fallass,	Mulholland,	Speaker, 69

NAYS. 0

Title agreed to.

On motion of Mr. Baldwin,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to amend section 1 of an act to incorporate the village of Hastings, approved Feb. 13, 1855,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Ferris,	Mr. Newton,
Bancroft,	Fowler,	Perry,
Beebe,	Frisbee,	Perkins,
Beers,	Gies,	Phelps,
Beeson,	Gilluly,	Raymond,
Brewster,	Glessner,	Reeves,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Grace,	Richardson,

S. F. Brown,	Green,	Sessions,
A. W. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Carr,	Kelsey,	Starkweather,
Childs,	Kore,	Thomas,
Campau,	Lane,	E. H. Thomson,
Dalton,	Loomis,	R. Thompson,
Daniells,	McMahon,	Wallace,
Davids,	McDermott,	Warner,
Dickey,	McKinley,	Watkins,
Driggs,	Miles,	Wendell,
Dunbar,	Monroe,	Wilkerson,
Enos,	Mussey,	Woolnough,
Fallass,	Mulholland,	Speaker,
Felt,	Newman,	68
	NAYS.	0

Title agreed to.

Mr. Phelps, as chairman of the committee on the House of Correction, presented the following report, which was read, and ordered printed in the journal:

Report of the Committee on the House of Correction:

Your committee, to whom was referred so much of the Governor's message as refers to the House of Correction, have had the same under consideration, and beg leave to report, that they have visited said institution, and witnessed, as far as the same could be done in a half day, the practical working of the same; and your committee are unanimous in the opinion that they cannot too highly recommend it to your fostering care and consideration. The Legislature of 1855, by an act approved in January of that year, provided for the erection of and putting in operation this institution, and the Board of Control therein provided for, have, as shown by their several reports, erected and completed a main building and north wing, and now ask a further appropriation to enable them to build the south wing; and your committee, recognizing and appreciating the value of the institution, and the absolute necessity for the completion of the south wing, have herewith reported a bill for the appropriation of twenty thousand dollars for that purpose, and most earnestly recommend its passage.

As shown by the report of the Board of Control, there were fifty-eight inmates on the 18th November last. There have been ten received since that time, making in all sixty-eight now in said institution; and there being only seventy-six dormitories capable of accommodating one each, it will be readily seen that a further appropriation for the erection and speedy completion of the other wing is absolutely necessary and requisite to the contemplated usefulness of the institution. According to an estimate furnished by the Chairman of the Board of Control, the the cost of building the south wing will be about $16,000, and the furniture and fixtures necessary for the same, together with the erection of at least one more workshop, which, if the policy of the Board of Management, of learning trades to the inmates, is to be carried out, or even a healthy and useful occupation is afforded them, will render necessary the appropriation recommended by your committee.

The undersigned feel that they should be doing injustice to themselves, and withholding a merited meed of praise, should they fail to express their thanks to Mr. Turner, the gentlemanly Chairman of the Board of Control, and the worthy Superintendent and also the officers of the several departments, for the kind and courteous manner in which they were received, and the facilities afforded them for a thorough examination of the Institution. The management of and the apparently cheerful industry exhibited by a class of boys hitherto, and so recently exposed to the evil effects of destitution, vagrancy and vicious example, challenged our warmest approbation.

The attention of your committee has been called to a matter in connection with this Institution which, in their opinion, merits the attention and careful consideration of this Legislature, viz: the title of the Institution.

"There are in the several States of this Union about twenty similar Institutions, containing over thirty-five

thousand inmates, and supported by an annual expenditure of about three hundred and fifty thousand dollars. More than two millions of dollars have been invested in land and buildings, and they have educated nearly twenty-five thousand children, of whom seventy-five per cent. are returned in the reports as having been so much benefitted by the course of education and training as to be regarded as reformed." "So rapid and widespread a development of this means of reformatory education has no parallel, except in the growth of the common school system," and your committee suggest "that it ought now to be regarded as a most important and interesting branch thereof," rather than as a prison, bastile or place of punishment, where the clank of the shackle and the chain may be heard, or the application of the lash and the thumb-screw tolerated or even suggested, which it is submitted is necessarily associated with the title it now bears.

Out of the whole number of similar Institutions in this country, your committee know of none bearing a harsher title than that of Reform School or House of Refuge, and would therefore suggest and recommend that the title of this Institution be changed from the one it now bears to that of Reform School, and that this Legislature give it a formal recognition as a part of the common school system of the State, and provide "that the Superintendent of Public Instruction shall make an annual or more frequent visitation to this Institution, and extend such reference to it in his annnal report, as its condition and usefulness shall seem to require, and also that the annual report of the Board of Control and Superintendent shall be included in and published with the report of the Superintendent of Public Instruction."

These provisions would not only benefit the institution by bringing to the aid of the management the suggestions of one who, from being at the head of public instruction in the State, is amply qualified by experience and extended

observation, to form correct opinions on the subject, but would by spreading before the people the annual reports of the Board of Managers, with their interesting facts and details, which also would thereby be put in a permanent shape, and convey information to the people in regard to the real design and practical utility of this institution, to an extent which cannot be effected by the limited circulation of the reports as published by the Board.

Also, by thus recognising in a formal manner this institution as a part of the common school system of the State, the Legislature would carry out what, in the opinion of your committee, should be the leading idea, viz: that it is an educational, and not a penal correctional establishment, and thus do away with the popular prejudice against this institution, and take away from the hands of its enemies the weapons so valiantly and industriously wielded, and which have tended to embarrass its management and impair its usefulness.

The State having assumed the guardianship of these juvenile delinquents, should not only afford them a means of learning to obtain an honorable livelihood and present them with motives for good conduct, but should send them forth into the world with a title to the respect of mankind.

Whatever may have been the design in providing for this establishment, "an enlightened and humane view treats it as, not in any leading sense, a place of punishment for juvenile delinquents, but furnishing, under the authority of law, a public guardianship to secure their good morals and future welfare, in cases where from any cause the natural guardianship does not exist or has lost its control."

"The leading object is *instruction* and *not punishment; restraint from bad associations; an Asylum for friendless and unfortunate children*, and not *a Prison for young culprits*." And yet such is not the view of the public mind.

Many parents and friends are deterred by false and erroneous opinions from committing incorrigible and vicious children to its discipline, or manifest extreme reluctance in submitting when commitments are made by magistrates, and if we are to believe the public prints, even some magistrates themselves exhibit great reluctance in committing culprits to its charge.

"It is this misconception of the charater of the Institution that prejudices the character of its inmates, who, after having undergone its course of instructions and guardianship," and on going out into the world to seek an occupation, and earn an honorable livelihood, are liable to be met with the epithet and have fastened upon them the name of *prison-bird*, thus hazarding their chances for acquiring that position in society for which, in a large majority of cases, these children are prepared by education, moral culture and habits of obedience to occupy with credit to themselves and usefulness to society.

The visitation of the Superintendent of Public Instruction, and the publication by him of the annual report of the Board of Control and Superintendent, with his annual report, will, when the importance of the results thereby obtained are considered, we think, impress favorably the mind of every one. "It will be a declaration annually repeated on the part of the State that she regards the Institution as a home and a school, and not as a prison, and the inmate in the true and important sense as a pupil, and not as a young culprit. And its association with the common school system will not only indicate the real nature and relation of this among other educational agencies, but will also, to a great degree, counteract the prejudices alluded to as interfering with and prejudicing its usefulness."

Your committee will, therefore, as soon as practicable, introduce a bill to change the name of said institution from that which it now bears, to that of REFORM SCHOOL; and also a bill to provide for the visitation of said institu-

tion by the Superintendent of Public Instruction, and for the publication of the annual reports of the Board of Control, Superintendent and assistants, with the annual report of the Superintendent of Public Instruction, recommend their passage, and ask to be discharged from the further consideration thereof.

All of which is respectfully submitted.

J. W. PHELPS,
ANDREW ROBISON,
P. McKINLEY,
Committee on House of Correction.

Lansing, January 29, 1859.

Report accepted and the committee discharged.

The bill was referred to committee of the whole, placed on the general order, and ordered printed.

By unanimous consent, the committee on banks and incorporations submitted the following report:

Your committee have had under consideration, Senate bill No. 64, entitled

A bill to amend section 1,813, being section 15, of chapter 63 of the compiled laws,

And have made sundry amendments thereto, in which the concurrence of the House is asked, and the committee ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

The report was accepted, the committee discharged, the amendments concurred in, and the bill placed on the order for third reading.

Mr. Beeton, pursuant to previous notice, leave being granted, introduced

A bill to incorporate the city of Niles;

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Wixson, pursuant to previous notice, leave being granted, introduced

A bill to amend act No. 21 of session laws of 1858, being an act to amend act No. 63 of session laws of 1857, entitled an act to lay out and establish a State road in the counties of Sanilac and Tuscola;

Which was read twice, and referred to the committee on roads and bridges.

Mr. Driggs, in accordance with previous notice, leave being granted, introduced

A bill to authorize the supervisors of Saginaw county, to build a bridge across the Tittibawassee river, and making an appropriation therefor;

Which was read twice and referred to the committee on roads and bridges.

Mr. G. W. Brown, unanimous consent being given, introduced

A bill to attach a part of the township of Rives, in the county of Jackson, to the township of Henrietta;

Which was read twice, and referred to the committee on towns and counties.

Mr. Sessions, notice having been given, and leave being granted, introduced

A joint resolution for the relief of Alexander Sprague.

Mr. E. H. Thomson, pursuant to previous notice, leave being granted, introduced

A bill to amend an act entitled an act to incorporate the city of Flint, approved Feb. 13th, 1855, and the act amendatory thereto, approved Feb. 2, 1857.

Mr. Campau, previous notice having been given, and leave being granted, introduced

A bill to amend that part of chapter 119 of the compiled laws, entitled an act to appoint an additional circuit court commissioner for the county of Wayne, approved February 14, 1853;

Which was read twice and referred to the judiciary committee.

Mr. Raymond, pursuant to previous notice, leave being granted, introduced

A bill to organize the township of Arenac;

Which was read twice and referred to the committee on towns and counties.

Mr. Wixson, in accordance with previous notice, leave being granted, introduced

A bill to provide for the improvement of the Bridgeport and Forestville State road;

Which bill was read twice and referred to the committee on roads and bridges.

On motion of Mr. McMahon,

The House adjourned.

Lansing, Monday, January 31, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Rolled called: quorum present.

PETITIONS PRESENTED.

By Mr. Loomis: remonstrance of J. B. Tuttle, W. R. DeLand, O. L. Cooper and 78 others, citizens of Jackson county, against the restoration of the death penalty;

Referred to the judiciary committee.

By Mr. Wixson: petition of G. W. Smith, Wm. Spearin and 126 others, citizens of Huron county, praying for a State road in the counties of Huron and Sanilac;

Referred to the committee on roads and bridges.

By Mr. Pratt: memorial of sundry physicians, asking that the transactions of the State medical association be printed annually, at the expense of the State;

Referred to the committee on printing.

By Mr. Starkweather: petition of Thomas Harper, Zina Lloyd, E. C. Leach and 66 others, of Wayne county, for the restoration of the death penalty;

Referred to the judiciary committee.

By Mr. Thomas: petition of S. W. Hager and 53 others, to prevent the manufacture of all kinds of intoxicating liquors as a beverage;

Referred to the committee on State affairs.

By Mr. Campau: petition of H. O. Moore and 20 others, praying for an additional Circuit Court Commissioner in the county of Wayne;

Also, petition of Chas. Gregory and 16 others, praying for the same object;

Referred to the committee on the judiciary.

Also, memorial of the freeholders of the ninth ward of the city of Detroit;

Referred to the committee on banks and incorporations.

By Mr. Wallace: petition of J. P. Mathews, John Sweet, John M. Gordon and others, citizens of the county of Wayne, asking for a law requiring the registration of births and deaths;

Referred to the committee on State affairs.

By Mr. Kelsey: preamble and resolutions of the Board of Supervisors of the county of Shiawassee and others respecting the incorporation of the village of Corunna;

Referred to the committee on banks and incorporations.

By Mr. Monroe: memorial of the faculty of the Albion Female College and Wesleyan Seminary, to the the honorable the Legislature of the State of Michigan;

Which was read twice, and,

On motion of Mr. Monroe,

Ordered printed in the journal.

The following is the memorial:

The faculty of the Albion Female College and Wesleyan Seminary, beg leave to present to your honorable body some considerations relating to the interests of common schools, and especially to the proper qualification of teachers therefor. It is evident that the efficiency of common schools must be proportionate to the extent of qualification possessed by their teachers. The facts in the case demonstrate that the provisions made by the State for the education of teachers are inadequate to the increasing demand. The State Normal School, which justly commends itself to the people of the State as an important and extensively useful institution, is not performing, and cannot perform, a tithe of the labor requisite to supply the demand for qualified teachers in the State. Much of the labor is now performed by colleges under denominational supervision, without pecuniary aid from the State, and without extra charge from the students. For several years past, by authority from the institution we represent, we have organized teachers classes, and have instructed them in those branches included in the course of common schools, and in the art of government. This has been done as voluntary labor, without cost to the students, to meet, in part, a pressing demand for such instruction. The same has been done by some other institutions.

We respectfully submit, therefore, to your consideration, the propriety

of encouraging the efforts of these institutions, and providing for their greater efficiency. You are aware that some States have founded several distinct Normal Schools; others have aided individual enterprises by liberal grants; while others have distributed a Normal Instruction fund among all Colleges, in their respective States, in which such instruction should be afforded.

Probably no plan is more economical and efficient than the last named. Should your Board of Education be authorized to arrange with institutions already in operation, located favorably for the proper diffusion of the benefits of such a course of training, to establish a department with a course of study equivalent to that of the State Normal School, and to be available on the same terms, at a cost to the State of not more than two thousand dollars per annum to each institution, thus providing Normal instruction, in our judgment, the interests of common schools would thereby be greatly promoted, and the cause of education generally be greatly advanced.

All of which is respectfully submitted.

In behalf of the Faculty of the Albion Female Col. and Wesleyan Seminary.

THOS. H. SINEX, *President.*

Albion, Jan. 28, 1859.

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

The petition of Justus Lowe, L. N. Sanford and others, to restore certain section of land to the town of Ridgeway,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back to the House, with a bill, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

The bill was read twice, and

On motion of Mr. Kore,

Placed on the order for third reading.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

Senate bill, No. 3, entitled

"An act for the formation of companies to construct plank roads, approved April 8, 1851,"

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

S. R. KELSEY, *Chairman.*

Report accepted and committee discharged, and the bill placed upon the order for third reading.

By the judiciary committee:

The committee of the judiciary to whom was referred

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize salary of Judges of Probate,

With instructions to amend by striking out thirty-five, in sec. 2, line 6, and inserting seventy-five, respectfully report that they have amended the same in accordance with the instructions, and report the bill back to the House, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The amendment was concurred in, and the bill ordered engrossed for a third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to amend sec. 36, chap. 14 of the revised statutes of 1846,

Report that they have had the same under consideration, and have instructed me to report the same back to the House, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. Mussey,

The bill was placed on the order for third reading.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill to amend an act entitled an act to prevent the manufacture and

sale of spirituous and intoxicating liquors as a beverage, approved Feb. 3, 1855,

Have had the same under consideration, and herewith respectfully report said bill back to the House without a recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

The report was accepted, committee discharged, and the bill placed on the order for third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

The memorial of Peter McKinley and William M. Johnson, and accompanying affidavits, respectfully report that they have had the same under consideration, and herewith report the same back to the House, with the accompanying joint resolution, and ask that said memorial and affidavits be printed on the journal, recommend that said joint resolution do pass, and that the committee be discharged from the further consideration of the subject.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The joint resolution was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for the improvement of the Bridgeport and Forestville State road,

Would respectfully report that they have had the same under consideration, and report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

The report was accepted and the committee discharged.

On motion of Mr. McMahon,

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to authorize the Supervisors of Saginaw county to build a bridge across the Tittibawassee river, and making an appropriation therefor,

Would report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, and committee discharged.

Mr. Lane moved that the bill be indefinitely postponed.

Motion withdrawn.

Mr. S. F. Brown moved to lay the bill upon the table.

Which was adopted.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend an act entitled an act appropriating certain highway, taxes for the improvement of a road in the counties of Saginaw, Tuscola, Genesee and Lapeer, approved Feb. 10, 1855,

Respectfully report that they have had the subject under consideration, and have instructed their chairman to ask leave to report the same back to the House, amended as follows, viz:

In the 14th line of section 1, strike out the words "the south half of,"

And recommend that the bill so amended do pass, and ask to be discharged from the further consideration of the subject.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The amendment was concurred in.

On motion of Mr. Childs,

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for the laying out and establishing a certain road in the counties of Gratiot and Saginaw,

Would respectfully report, that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, amended as follows, viz: by striking out the words "the village of St. Louis," in line 6 of section 1, and insert in lieu thereof, "from some point in the township of Bethany, on the road running from St. Louis to Midland city;" and insert in line 3 of section 2, after the word "taxes," "as have not been

otherwise appropriated;" and recommend that the bill, so amended, do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The amendments were concurred in.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to provide for a general system of drainage,

Report that they have had the same under consideration, and having heretofore reported two bills to this House upon the same subject, beg leave to report this bill for the action of the House, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on State affairs:

The committee on State affairs, to whom was referred the petition of John C. White, Asahel Beach, Walter Mott, and 245 others, praying for more stringent usury laws,

Would respectfully report, that they have had the same under consideration, and after due deliberation thereon, are of the opinion that money, like other articles of commerce, should be left to be governed by the laws of trade; therefore recommend that the further consideration of said petition be postponed indefinitely, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged, and the recommendation of the committee concurred in.

By the committee on State Affairs:

Your committee, to whom was referred joint resolution, to encourage emigration, respectfully report, that they have had the same under consideration, and deeming the subject of vast importance, not only to the welfare of our State in procuring a hardy, sober and industrious class of persons to people and cultivate the immense tracts of unbroken wilderness within the limits of our happy State, now oc-

cupied to the extent of whole counties by the brute creation and the cunning native, but also that this vast wilderness may be reclaimed, those unbroken forests made to give way before the axe of the pioneer, the home of the bear and the wolf to the pruning hook and the plow, the wigwam of the native to the log cabin of the settler, the school house and the church ; such is the object of this joint resolution :

That said object may be accomplished with as little delay as possible, and at the same time secure the happiness and well-being of the people we may encourage to make their homes in our midst, keeping in view, also, our own future reputation as an orderly, moral and law abiding people;

We should exercise a proper discretion, and be prudent and cautious in our action in procuring such emigration. Judging from present indications, your committee are of the opinion that there will be ample opportunity to select and encourage the most desirable class of emigrants. The present state of the different countries of the European continent, the strifes, jealousies and ambition of the Emperors, Kings and petty Princes thereof, have been for some time past,and are at present creating a state of feeling and ill-will among themselves, that must very soon break forth into open hostility, especially when coupled with the injustice, cruelty and oppression practiced by them upon the people of the different countries, States and principalities which they misgovern. In view of such hostilities, we are led to believe, that, to avoid the sight of the destruction of their homes, the spoilation of their property, the degradation of themselves, and the cruel violation of all personal rights, thousands, aye tens of thousands, of industrious emigrants will be compelled to seek our shores, thereby escaping such dire calamities as would befall them in their native land, and securing to themselves, under our laws, the right to enjoy their personal liberty, the fruits of their own industry, and the inestimable blessings of equal political rights and privileges, together with that most satisfactory, consoling and ever to be esteemed choicest blessing of mortal man, the right to worship God according to the dictates of their own conscience; and we, in return for maintaining and extending to them the benefits of our laws and institutions, will have the assurance that they will materially aid and assist in preserving and perpetuating the same for the benefit of millions yet unborn, who are to people and occupy this our enviable and happy land.

Therefore, your committee respectfully recommend that said resolution do pass, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The joint resolution was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to amend sections 1, 2, 16 and 17, of act No. 13 of the session laws of 1858, in relation to laying out, altering or discontinuing highways, approved Feb. 3, 1858,

Would respectfully report, that they have had the same under consideration, and have instructed me to make the following report thereon:

Said bill contemplates an amendment of said act of February 3d, 1858, in this particular: it proposes to give the power to the highway way commissioners to determine the "necessity for the road," and fix the "compensation to be made to the owner of the lands" through which the road is to be laid, providing such compensation does not exceed twenty dollars; thereby avoiding the necessity and expense of calling a jury of twelve freeholders, or the appointment of three commissioners by a court of record.

Your committee are aware that this is an amendment universally asked for throughout the State—a change desired by all that wish to save the expense of calling a jury (or commissioners) whenever there is eighty rods of road to be laid. Your committee are satisfied that a change in this respect would save thousands of dollars to the people of the State, and would therefore most cheerfully recommend the passage of said bill, if they were not of the opinion that said amendment is in direct violation of the constitution of this State, which reads as follows: (See miscellaneous provisions, sec. 2, of the constitution.) "When private property is taken for the use or benefit of the public, the necessity for using such property, and the just compensation to be made therefor, except when to be made by the State, shall be ascertained by a jury of twelve freeholders residing in the vicinity of such property, or by not less than three commissioners, appointed by a court of record, as shall be prescribed by law." Your committee, therefore, are of the opinion that the regularly elected commissioners are as constitutionally disquali-

fied to determine the necessity for using such property, as they are to fix the value of such property; and that the present law, although burthensome, is as near right as it can be, under the constitution—that the constitution must be changed, in this respect, before the road law can be materially improved; would therefore report said bill back to the House, without amendment, with the recommendation that it do not pass, and ask to be discharged from the further consideration of the same. By direction of the committee,

G. W. BROWN.

The report was accepted, and the committee discharged.

Mr. G. W. Brown moved that the bill be indefinitely postponed.

Which was adopted.

By the committee on State affairs:

The committee on State affairs, to whom were referred the proceedings of a public meeting of the citizens of Minnesota, in favor of a semi-weekly overland mail from St. Paul to Puget Sound, and joint resolution relating thereto, beg leave to state that they have had the same under consideration, and respectfully submit the following report:

That in view of the growing commerce and increase of population on the Pacific coast, north of the 40th degree of north latitude, and the extension of our ocean marine, together with the great interests which must necessarily result from the treaties made with Japan and China, the urgent necessity of an overland mail route from St. Paul to Puget Sound, cannot but be obvious to the mind of every citizen of Michigan who has given the subject any reflection. The impetus lately given by the three great commercial nations of the world to the commerce of Asia, has opened a market for our commerce and manufactures which only needs prompt action on the part of the Federal Government to secure the greater portion of the advantages to the citizens of the United States. Within the last six months more has been accomplished by the British Government towards the organization of a provisional

government on the coast of the Pacific at Victoria, on Vancouver's Island, by the establishment of a naval station, and postal communications, than at any period of time since its subjection to the crown of England.

The country is no longer in the hands of the Hudson Bay Company. Engineers and explorers are now traversing through a vast district, which for more than a century has been exclusively in the hands of this great incorporation.

The Saskatchewan basin, lying to the west and north of Minnesota, is fast filling up by a race of people speaking the same language as our own, and forms the connecting link of the English colonies across this continent.

An examination of the whole country has been made under eminent engineers, within the last two years, and doubtless with a view of extending, at no distant day, the Grand Trunk Railway from Halifax to the Pacific, thus affording a transit from the Atlantic to Puget Sound, *entirely on British soil.* In the meanwhile, our own government, apart from a survey, have performed little or nothing for the district of country lying north of the 40th degree of latitude, while south of this, nearly the entire country has been opened.

The expenditure for mail service between latitudes 31 deg. and 40 deg., by the federal government, amounts yearly to $1,206,448. The ocean service, by the Isthmus of Panama and the Tehauntepec route, costs annually $1,024,250, while the area between the latitudes of the 40th deg. and the 49th deg., is without any overland mail service whatever. The establishment of the projected mail route would bring the whole country from Puget's Sound to the Mississippi river, within territorial distance from St. Paul, *and on our own soil.*

An examination of the map and the routes performed by exploring parties, give a decided preference to the northern route to the Pacific.

The distance from St. Paul to Puget's sound is estimated at 1,800 miles; from Benicia to Rock Island, on the Mississippi, 2,300 miles; from San Francisco to Memphis, 2,450 miles; from San Francisco by the 32d parallel of latitude, 2,700 miles.

Once at Puget's sound, you are nearer Asia by eight hundred miles than at San Francisco, and on the direct line of sailing vessels from San Francisco to China or Japan.

In view, therefore, of the great commercial advantage to be derived by the establishment of a postal communication on the route north of the 40th degree of latitude, and fully believing that St. Paul should be the starting point, your committee have instructed me to report back the joint resolution without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

All of which is respectfully submitted.

By direction of the Committee,

E. H. THOMSON.

Report accepted, and the committee discharged.

The joint resolution was referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on ways and means:

The committee of ways and means, to whom was referred

A bill authorizing appropriations for the salaries of the State officers for the years 1859 and '60,

Would respectfully report that they have had the same under consideration, and instructed their chairman to report the same back with the following proposed amendment: Insert after "Deputy Secretary of State," line 13, section 1, "Deputy Superintendent of Public Instruction;" also, in line 13, sec. 2, after the word "State," "Deputy Superintendent of Public Instruction," so that the bill will make appropriation for a Deputy Superintendent of Public Instruction in like manner with other deputies, recommend that the same be concurred in, and that the committee be discharged from the further consideration of the same.

CHAS. DICKEY, *Ch'n.*

Report accepted, committee discharged, amendments concurred in, and the bill placed on the order for third reading.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred

A bill to incorporate the village of Marquette,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the bill back without amendment, with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

P. B. LOOMIS, *Chairman.*

The report was accepted, and the committee discharged.

On motion of Mr. Loomis,

The bill was placed on the order for third reading.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred sundry bills, viz:

An act to amend an act entitled an act to provide for the formation of companies to construct plank roads, approved April 8, 1851;

Also,

Senate bill No. 66, being

A bill to amend an act entitled an act to incorporate the village of Tecumseh, respectfully report, that they have had the same under consideration, and directed their chairman to report the above named bills back to the House without amendment, with the recommendation that they do pass, and ask to be discharged from the further consideration thereof;

Also, to report back

A bill to regulate the speed of passenger trains on railways, with the recommendation that the same do not pass, and ask to be discharged from the further consideration of the same.

All of which is respectfully submitted.

P. B. LOOMIS, *Chairman.*

The bill to amend the charter of the village of Tecumseh,

On motion of Mr. Perkins, was placed on the order for the third reading.

The bill relative to plank roads was referred to the committee of the whole, placed on the general order, and ordered printed.

The bill relative to the speed of passenger trains on railways was

On motion of Mr. R. Thompson, indefinitely postponed.

REPORTS OF SPECIAL COMMITTEES.

The select committee to whom was referred

A bill to authorize supervisors to buy, in behalf of their respective towns, Nathaniel Potter's machine for improving roads,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have directed their chairman to report the same back, together with a substitute, and recommend that said substitute do pass, and ask to be discharged.

JACOB FERRIS, *Chairman.*

The report was accepted and the committee discharged.

On motion of Mr. Woolnough,

The substitute was adopted,

And the bill referred to the committee of the whole, placed on the general order, and ordered printed.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

Which was read.

EXECUTIVE OFFICE,
Lansing, January 29, 1859.

To the Speaker of the House of Representatives:

I have this day approved and filed in the office of the Secretary of State the following acts:

An act entitled an act "to extend the time for the collection of taxes for the year eighteen hundred and fifty-eight."

Also,

An act entitled an act "to amend section one thousand one hundred and thirty-two, chapter twenty eight of the compiled laws, being an act entitled an act to provide for the recording of town plats, and for vacating the same in certain cases.

Also,

An act entitled an act "to amend certain sections of an act entitled an act to incorporate the village of Albion, approved February ninth, eighteen hundred and fifty-five."

Also,

An act entitled an act "to extend the time for the collection of taxes in the township of Clay, St. Clair county."

Also,

A joint resolution for the relief of Asahel Beach and Elizabeth Rogers, of the township of Emmett and county of Calhoun.

M. WISNER.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, January 31, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to provide for laying out and establishing a State road from the Michigan Central railroad at Galien Station, to the village of St. Joseph, in Berrien county,

Which has passed the Senate by a majority vote of all the Senators elect, and been ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,
Secretary of the Senate.

Read twice and referred to committee on roads and bridges.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. E. H. Thomson moved to discharge the committee of the whole from the further consideration of House bill No. 54, being

A bill to cede jurisdiction to the United States of America over land to be occupied as a site for a light house building in this State,

And place the same on the order for third reading;

Which was adopted.

Mr. E. H. Thomson moved to discharge the committee of the whole from the further consideration of House bill No. 42, entitled

A bill to amend section 1 of an act entitled an act supplementary to an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, and to repeal an act supplementary to said act, approved June 27, 1851, approved Feb. 15, 1853;

Which was adopted.

Mr. A. W. Buel moved to amend by inserting at the beginning of the bill, the following:

"Section 1. *The people of the State of Michigan enact*, That section 1 of an act entitled 'an act supplementary to an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, and to repeal an act supplementary to said act, approved June 27, 1851,' approved Feb. 15, 1853, be amended so as to read as follows;"

Which was adopted.

The bill was then placed on the order for third reading.

Mr. Mussey moved to discharge the committee of the whole from the further consideration of House bill No. 43, entitled

A bill to amend section 4, of an act to define the limits, jurisdiction and powers of Circuit Courts, approved April 8, 1851, compiled laws vol. 2, sec. 3414,

And place the same on the order for third reading.

Which was adopted.

Mr. Mitchell moved to discharge the committee of the whole from the further consideration of

A bill for the relief of Christopher Voorheis,

And place the same on the order for third reading.

Which was adopted.

Mr. G. W. Brown moved to discharge the committee of the whole from the further consideration of House bill No. 41, entitled

A bill to amend section 16, of "an act to incorporate the city of Jackson,"

And place the same on the order for third reading.

Which was adopted.

Mr. McMahon gave notice that on some future day he would ask leave to introduce

A bill to amend chapter 116 of the compiled laws relative to probate courts.

Also,

A bill to amend chapter 72 of the revised statutes of 1846 relative to claims against deceased persons.

Also,

A joint resolution for the relief of Alexander Firbush.

Mr. Wixson gave notice that he would on some future day ask leave to introduce

A bill for laying out and establishing a State road in the counties of Huron and Sanilac.

Mr. Lane gave notice that on some future day he would ask leave to introduce

A bill to amend sec. 127 of chapter 93 of the revised statutes of 1846, the same being chapter 117 of the compiled laws of Michigan.

Mr. Gilluly offered the following:

Resolved, That T. J. Ramsdell, Esq., of Lansing, be invited to deliver an address on the nature and origin of Law, in this Hall, on Wednesday evening next.

Mr. McMahon moved to amend, by adding, "and all the other practicing lawyers of Lansing."

Mr. Daniells moved to amend the amendment by adding thereto "and also the medical faculty."

On motion of Mr. Kore,

The bar and the medical faculty were laid on the table.

Mr. McDermott gave notice that on some future day he should ask leave to introduce

A bill to amend an act entitled an act for the incorporation of charitable societies, approved Feb. 6, 1855.

Mr. Mussey moved to discharge the committee of the whole from the further consideration of House bill No. 63, entitled

A bill relative to University interest fund.

Mr. E. H. Thomson moved to amend by adding "and that the same be made the special order for 2 o'clock to-morrow afternoon."

The amendment was accepted, and the motion as amended adopted.

On motion of Mr. Driggs,

Resolved, That the committee on amendments to the Constitution be requested to report to this House with as little delay as possible.

Mr. Monroe asked unanimous consent to introduce a bill as a substitute for House bill, No 28.

Mr. Loomis objected.

Mr. Monroe then asked and obtained leave to introduce

A bill to amend an act entitled "an act disposing of certain grants of land made to the State of Michigan for railroad purposes, approved June 3, 1856," approved Feb. 14, 1857;

Which was read twice and referred to the committee on public lands.

Mr. Driggs gave notice that he would on some future day ask leave to introduce

A bill to aid in the construction of a bridge over Tittibawassee river.

On motion of Mr. Woolnough, it was

Resolved, That after to-day the daily sessions of this House shall commence at 10 o'clock, A. M., and continue until the order of business shall have been fully passed over, unless otherwise ordered.

Mr. Greenfield, by unanimous consent, leave being granted, introduced

A bill to lay out a State road from Marquette, in Marquette county, via L'Anse, in Houghton county, to Ontonagon, in Ontonagon county;

Read twice, and referred to the committee on Roads and Bridges.

Mr. Carr, previous notice having been given, and leave being granted, introduced

A bill to alter the plat of the village of Midland;

Read twice, and referred to the committee on banks and incorporations.

Mr. Carr, pursuant to notice, leave being granted, introduced

A bill to attach certain unorganized territory to the township of Midland;

Read twice and referred to the committee on towns and counties.

Mr. Kelsey, by unanimous consent, leave being granted, introduced

A bill relative to the incorporation of the village of Corunna, in the county of Shiawassee;

Read twice and referred to the committee on banks and incorporations.

Mr. Kelsey, previous notice having been given, and leave being granted, introduced

A bill to change the name of Charles Henry Thompson, of the county of Shiawassee;

Read twice and referred to the committee on the judiciary.

Mr. Wendell, in accordance with previous notice, leave being granted, introduced

A bill to amend an act entitled an act for incorporating the borough of Michilimackinac, adopted April 6, 1817;

Referred to the committee on banks and incorporations.

Mr. Richards, in accordance with previous notice, leave being granted, introduced

A bill to amend sec. 3 of an act relative to taxing costs in criminal proceedings, approved March 13, 1849, compiled laws, sec. 5,691, page 1,496;

Read twice and referred to the committee on judiciary.

Also,

A bill to change the name of John D. Thum;

Read twice, and referred to the judiciary committee.

Mr. Warner, previous notice having been given, and leave being granted, introduced

A bill to amend secs. 2, 11 and 13 of an act entitled an act to provide for the sale of swamp lands and the reclamation thereof, and to secure the pre-emption claim of settlers thereon, approved Feb. 4, 1858.

Read twice and referred to the committee on public lands.

Mr. Sessions, by unanimous consent, leave being granted, introduced

A bill to provide for the management of the State Library;

Which was read twice and referred to the committee on education.

Mr. Mulholland, by unanimous consent, leave being granted, introduced

A bill for the relief of the Monroe and Saline Plank Road Company;

Read twice and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

Senate bill No. 51, entitled

A bill to provide for laying out a State road in the county of Ontonagon,

Was read a third time and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Baldwin,	Mr. Fowler,	Mr. Pratt,
Beebe,	Gies,	Raymond,
Beers,	Gilluly,	Reeves,
Beeson,	Gleesner,	Reynolds,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Grace,	Richardson,
S. F. Brown,	Green,	Sessions,
A. W. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Childs,	Lane,	Starkweather,
Clark,	Loomis,	Thomas,

Dalton,	McKinley,	E. H. Thomson,	
Daniells,	Miles,	R. Thompson,	
Davids,	Mitchell,	Wallace,	
Dickey,	Monroe,	Warner,	
Driggs,	Mussey,	Wendell,	
Dunbar,	Newman,	Wilkerson,	
Enos,	Newton,	Woolnough,	
Fallass,	Perkins,	Wixson,	
Felt,	Phelps,	Speaker,	60

NAYS. 0

The title was agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to legalize the tax-roll of the township of Midland, in Midland county,

Was read a third time.

Pending the taking the vote,

Mr. S. F. Brown moved that the bill be re-committed to the judiciary committee;

Which was adopted.

Senate bill No. 62, entitled

A bill to amend section 30 of chapter 130 of the revised statutes of 1846, in relation to recognizances in criminal cases, and to repeal section 32 of said chapter,

Was read a third time, and a majority of all the members elect not voting for the same, it was not passed, by yeas and nays, as follows:

YEAS.

Mr.	G. W. Brown	Mr.	Green,	Mr.	Reeves,
	S. F. Brown,		Greenfield,		Richards,
	A. W. Buel,		Kelley,		Richardson,
	Bush,		Kore,		Sessions,
	Dalton,		Lane,		Sharpe,
	Davids,		McDermott,		Smith,
	Dickey,		Mussey,		Starkweather,
	Enos,		Mulholland,		E. H. Thomson,
	Fallass,		Newman,		R. Thompson,
	Felt,		Perry,		Wallace,
	Gies,		Perkins,		Wilkerson,
	Gilluly,		Phelps,		Woolnough,
	Goodwin,		Raymond,		Wixson,
	Grace,				40

NAYS.

Mr. Beers,	Mr. Loomis,	Mr. Pratt,
Childs,	McKinley,	Reynolds,
Campau,	Miles,	Thomas,
Dunbar,	Mitchell,	Wendell,
Ferris,	Newton,	Speaker,
Fowler,		16

Title agreed to.

On motion of Mr. E. H. Thomson,

The House took a recess till 2 o'clock.

Lansing, Monday, January 31, 1859.

AFTERNOON SESSION.

2 o'clock P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, quorum present.

The speaker announced the following appointment of special committee in relation to the attaching the township of Sebawing to the county of Tuscola: Messrs. Monroe, Fallass and Davids.

The House resumed the order of business under the head of

THIRD READING OF BILLS.

House bill No. 34, entitled

A bill to amend sec. 1, of an act entitled "an act supplementary to an act to define the limits, jurisdiction and powers of Circuit Courts approved April 8, 1851, and to repeal an act supplementary to said act approved June 27, 1851, approved February 15, 1853," compiled laws, vol. 2, section 3435,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Beebe,	Mr. Ferris,	Mr. Mussey,
Beers,	Frisbee,	Perkins,
Beeson,	Gies,	Pratt,
Brewster,	Grace,	Richards,
Brooks,	Green,	Richardson,
G. W. Brown,	Greenfield,	Sessions,
A. W. Buel,	Ke'ley,	Sharpe,
Dalton,	Kelsey,	Smith,
Daniels,	Kore,	E. H. Thomson,
Dickey,	Lane,	Warner,

Driggs,	Loomis,	Watkins,	
Dunbar,	McDermott,	Woolnough,	
Enos,	McKinley,	Wixson,	
Fallass,	Miles,	Speaker,	
Felt,	Monroe,		44

NAYS.

Mr. Baldwin,	Mr. Fowler,	Mr. Wallace,	
Childs,	Reynolds,	Wendell,	
Clark,	Starkweather,		8

The title was agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 37, entitled

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize the salary of Judges of Probate,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Ferris,	Mr. Reynolds,	
Beebe,	Frisbee,	Richardson,	
Beeson,	Gies,	Sessions,	
Brewster,	Gilluly,	Sharpe,	
Brooks,	Grace,	Smith,	
G. W. Brown,	Green,	Starkweather,	
A. W. Buel,	Greenfield,	E. H. Thomson,	
Childs,	Kelley,	Wallace,	
Campau,	Kelsey,	Watkins,	
Daniells,	Lane,	Wendell.	
Davids,	Loomis,	Wilkerson,	
Dickey,	Mitchell,	Woolnough,	
Dunbar,	Mussey,	Wixson,	
Fallass,	Pratt,	Speaker,	
Felt,	Raymond,		44

NAYS.

Mr. Beers,	Mr. Fowler,	Mr. McKinley,	
Carr,	Giessner,	Miles,	
Clark,	Goodwin,	Mulholland,	
Dalton,	Kore,	Newton,	
Driggs,	McMahon,	Richards,	
Enos,	McDermott,	Warner,	18

Title agreed to.

House bill No. 43, entitled

An act to amend sec. 4 of an act entitled an act to define the limits, jurisdiction and powers of Circuit Courts, approved April 8, 1851, (compiled laws, vol. 2, sec. 3,414.)

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Geis,	Mr. Newton,
Beebe,	Gilluly,	Perkins,
Beeson,	Gleasner,	Pratt,
Brooks,	Goodwin,	Raymond,
G. W. Brown,	Grace,	Richards,
A. W. Buel,	Green,	Richardson,
Childs,	Greenfield,	Sessions,
Clark,	Kelley,	Sharpe,
Campau,	Kelsey,	Smith,
Dalton,	Kore,	Starkweather,
Daniells,	Lane,	E. H. Thomson,
Davids,	Loomis,	R. Thompson,
Dickey,	McMahon,	Wallace,
Driggs,	McDermott,	Warner,
Dunbar,	McKinley,	Watkins,
Enos,	Miles,	Wendell,
Fallass,	Mitchell,	Wilkerson,
Felt,	Monroe,	Woolnough,
Ferris,	Mussey,	Wixson,
Fowler,	Mulholland,	Speaker,
Frisbee,		61

NAYS

Mr. Reynolds, 1

Title agreed to.

On motion of Mr. Baldwin,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 41, entitled

A bill to amend section 16 of an act entitled an act to incorporate the city of Jackson,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr, Bancroft,	Mr. Frisbee,	Mr. Newton,
Beers,	Gies,	Perkins,
Beeson,	Gilluly,	Pratt,
G. W. Brown,	Gleasner,	Raymond,
A. W. Buel,	Goodwin,	Richards,

Carr,	Grace,	Richardson,
Childs,	Green,	Sharpe,
Clark,	Greenfield,	Smith,
Campan,	Kelley,	Starkweather,
Dalton,	Kelsey,	Thomas,
Daniells,	Lane,	E. H. Thomson,
Davids,	Loomis,	R. Thompson,
Dickey,	McMahon,	Wallace,
Driggs,	McDermott,	Warner,
Dunbar,	McKinley,	Watkins,
Enos,	Miles,	Wendell,
Fallass,	Monroe,	Wilkerson,
Felt,	Mussey,	Woolnough,
Ferris,	Mulholland,	Wixon,
Fowler,	Newman,	Speaker, 60

NAYS. 0

Title agreed to.

On motion of Mr. G. W. Brown,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 48, entitled

A bill for the relief of Christopher Voorhies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gilluly,	Mr. Newman,
Beebe,	Gleasner,	Perkins,
Beers,	Goodwin,	Pratt,
Beeson,	Grace,	Reynolds,
Brewster,	Green,	Richards,
Bush,	Greenfield,	Richardson,
Carr,	Kelley,	Sharpe,
Childs,	Kelsey,	Starkweather,
Daniells,	Lane,	Thomas,
Davids,	Loomis,	E. H. Thomson,
Dickey,	McMahon,	R. Thompson,
Driggs,	McDermott,	Wallace,
Enos,	McKinley,	Warner,
Fallass,	Miles,	Watkins,
Felt,	Mitchell,	Wendell,
Ferris,	Monroe,	Wilkerson,
Fowler,	Mussey,	Woolnough,
Frisbee,	Mulholland,	Speaker,
Gais,		55

NAYS. 0

Title agreed to.

House bill No. 58, entitled,

A bill to cede jurisdiction to the United States of America over land to be occupied as a site for a light-house building in this State,

Was then read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gies,	Mr. Raymond,
Beers,	Gilluly,	Reeves,
Beeson,	Glessner,	Reynolds,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Grace,	Richardson,
S. F. Brown,	Green,	Sessions,
A. W. Buel,	Greenfield,	Sharpe,
Childs,	Kelley,	Smith,
Clark,	Kelsey,	Starkweather,
Dalton,	Lane,	Thomas,
Daniells,	Loomis,	E. H. Thomson,
Davids,	McMahon,	R. Thompson,
Dickey,	McDermott,	Wallace,
Driggs,	McKinley,	Warner,
Dunbar,	Miles,	Watkins,
Enos,	Monroe,	Wendell,
Fallass,	Mussey,	Wilkerson,
Felt,	Mulholland,	Woolnough,
Ferris,	Newman,	Wixson,
Fowler,	Newton,	Speaker,
Frisbee,	Pratt,	62

NAYS. 0

Title agreed to.

GENERAL ORDER.

The House went into committee of the whole upon the general order,

Mr. Dickey in the chair,

After some time spent thereon, the committee rose, and through their chairman, reported back to the House

A bill to regulate fire, and fire marine insurance companies and their agents, associations, partnerships and individuals doing fire and marine insurance business, not incorporated by the State of Michigan,

With amendments.

Also,

A bill to amend an act entitled "an act appropriating certain highway taxes for the improvement of a State road in the counties of Montcalm and Mecosta;

Also,

A bill to assess a special tax for the improvement of the county line road between Lenawee and Hillsdale counties,

With amendments.

Also,

A bill to amend the charter of the city of Detroit,

With amendments.

And ask that the House concur in the action of the committee, and that the committee be discharged.

The amendments to the first named bill were concurred in.

Mr. E. H Thomson moved two amendments to the bill, which were adopted.

The bill was then ordered engrossed for a third reading.

The second named bill was placed on the order for third reading.

The amendments to the third named bill were concurred in, and the bill ordered engrossed for a third reading.

The amendments to the fourth named bill were concurred in, and the bill ordered engrossed for a third reading.

On motion of Mr. S. F. Brown,

The House adjourned.

Lansing, Tuesday, February 1, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Prayer by Rev. Mr. Lee.

PRESENTATION OF PETITIONS.

By Mr. G. W. Brown: petition of J. V. Carmer, Jessee Bivins, C. C. Dewey, Lyman Hawley, and 129 others, citizens of Jackson county, praying for the establishment or organization of a new township in the county of Jackson, comprising three miles off of the north end of the township of Columbia, one mile from the west end of Leoni, and two miles square from the south west corner of the town of Napoleon, in said county;

Referred to the committee on towns and counties.

By Mr. B. Brown: remonstrance of T. D. Bateman and 34 others, citizens of Oakland county, against a registry law;

Referred to committee on State affairs.

Also,

Petition of Wm. Mahon and 45 others, citizens of Oakland county, praying the Legislature to provide for the education of women in the State university;

Referred to the committee on education.

By Mr. Allen: resolutions of the city council of the city of Grand Rapids, in relation to the Kalamazoo and Grand Rapids plank road company vacating a portion of their road;

Also, petition of T. Sinclair and 30 other citizens, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Brewster: petition of G. G. King and 39 others, citizens of Hillsdale county, for a law requiring a registration of voters;

Referred to the committee on State affairs.

By Mr. Phelps: petition of E. S. Howe, H. C. Nelson and 64 others, for a law against usury;

Referred to the committee on State affairs.

Also,

Petition of Wm. S. Mead and 90 others, proposing to drain the swamp lands of Ingham county;

Referred to the committee on public lands.

Also,

Petition of Louis D. Preston and 34 other citizens of Lansing, to legalize the original survey of the village of Lansing;

Referred to the committee on banks and incorporations.

By Mr. Dunbar: petition of Mr. Kilbery and 160 others, of Monroe county, remonstrating against the teaching and employment of convicts in our State penitentiary in any branch of mechanical labor;

Referred to the committee on State Prison.

By Mr. Daniells: petition of Conrod Holsinger and others, of Clinton county, asking relief for said Holsinger;

Referred to the committee on the judiciary, and,

On motion of Mr. Daniells,

The same was ordered printed.

By Mr. Wendell: petition of Judge B. F. H. Witherell and 25 others, relative to fishing in the Detroit and St. Clair Rivers with pond nets;

Referred to the committee on State affairs.

By Mr. Pratt: petition of D. G. Kendell, E. H. Davis, M. Cohn and 133 others, citizens of Kalamazoo county, praying amendments to the village charter of Kalamazoo;

Referred to the committee on banks and incorporations.

By Mr. Fowler: petition of R. W. Drinker and 32 others, citizens of Hillsdale county, asking the passage of a registry law;

Referred to the committee on State affairs.

By Mr. Dickey: remonstrance of Albert Crane and 91 others, property holders and tax payers of the 10th ward of the city of Detroit, against any change in the boundaries of said ward;

Also, the remonstrance of O. C. Wiswell and 23 other citizens of Detroit, against the same;

Also, of S. R. Woolley and 10 others, against the same;

Also, of G. C. Godfrey and 36 others, against the same;

Also, of H. K. Sanger and 23 others, against the same;

Also, of A. S. Williams and 10 others, against the same;

Also, of H. H. Swinscoe and 9 others, against the same;

Also, of A. T. McReynolds and 19 others, against the same;

Also, the remonstrance of Daniel Stewart and 32 others, residents and property owners of the 9th ward of the city of Detroit, against any change in the boundaries of said ward;

Also, of Samuel Zug and 28 others, of said ward, against the same;

Also, of Nicholas Collins and 71 others, of said ward, against the same;

Also, of Thomas Pierson and 21 others, of said ward, against the same;

Also, of George W. Burchell and 28 others, of said ward, against the same;

Also, of Albert Marsh and 23 others, of said ward, against the same;

All of which were referred to the committee on banks and incorporations.

By Mr. Wallace: remonstrance of J. Cochran and 40 others;

Also, of Albert Crane and 90 others;

Also, of S. S. Benjamin and 42 others;

Also, of James Burns and others, citizens of Detroit, against any change of the city or ward boundaries of said city;

Referred to the committee on banks and incorporations.

By Mr. G. W. Brown: remonstrance of John Reno, Charles Hastings, and 33 others;

Also, of C. W. Mizner and 27 others;

Also, of W. Willetts and 26 others;

Also, of S. A. Palmer and 35 others;

Also, of J. McNeil and 5 others;

Also, of D. Cooper and 41 others, all citizens of the city of Detroit, remonstrating against any change of the corporate or ward limits of said city;

Referred to the committee on banks and incorporations.

By Mr. Brooks: remonstrance of B. Wight and 54 other citizens of Detroit, against any change of the boundaries of the city or any of its wards;

Referred to the committee on banks and incorporations.

By Mr. McMahon: the following memorial of the common council of the city of Detroit, which,

On motion of Mr. S. F. Brown,

Was ordered printed in the Journal as follows:

COMMON COUNCIL,
City of Detroit, January 18, 1859.

Resolutions by Ald. Jacobs:

Resolved, That the council is opposed to the withdrawal of any ward from this city, and that our Senators and Representatives in the State Legislature be requested to oppose any petition that may be offered for that purpose;

Referred to a special committee of five, consisting of Ald. Jacobs, Bragg, Theo. Williams, Geo. Miller and G. O. Williams.

Resolved, That the common council fully coincides with the Governor of this State in his message to the Legislature, in the necessity of erecting an alms-house in this city for the employment of criminals in it, convicted of minor offences, and hereby request our Senators and Representatives to procure the passage of such an appropriation through the Legislature as may be sufficient for that purpose;

Referred to the same committee.

The special committee appointed at the last meeting of the Council upon the proposed division of this city, beg leave to report back said

resolution, recommending its adoption by the council, together with the following memorial, to be presented to the State Legislature.

NATH. P. JACOBS,
Chairman Committee.

To the Honorable the Senate and
House of Representatives of the State of Michigan:

The Common Council of the city of Detroit begs leave to remonstrate to your honorable body against the proposition now before you to set off from the corporate limits of the city the ninth and tenth wards, or any portion thereof, representing that the debt of this corporation was increased $250,000 for the express benefit of these wards. The Board of Water Commissioners, basing their demands for a loan at the last session of your honorable body, upon the necessity of this amount to provide water works of sufficient capacity to accommodate this extent of new territory, and that in accordance with this the loan of $250,000 was made, part of the money procured and expended and a considerable portion of the amount in these wards; that in the ninth ward nearly five miles of water pipes and logs have been laid down, and in the tenth ward nearly three miles; that fire plugs and cisterns have been built in said wards, fire engine houses constructed, lots procured, &c., engines and fixtures, costing two thousand dollars, purchased for each of said wards, they being now well protected against fires; culverts, &c., built, one in the 9th ward costing three thousand dollars, and one in the 10th costing four thousand dollars; all of which improvements are for the sole benefit of said wards, and at the expense of this corporation. It consequently would be great injustice to this corporation to sever the connection now existing between the several portions of this city. The said wards are in close proximity to the thickly settled portions of the city, each of them containing a population estimated at from 2,500 to 3,000, and should therefore be under the control of this corporation, not only for sanitary purposes, but also that proper police regulations should be established over them. It is well known that on the outskirts of large cities a population gathers, consisting of refugees from the police courts, persons of ill fame, and others who are especially dangerous and disagreeable to a well conducted neighborhood; and this has been the case with one of these wards, requiring absolutely the interference and restraint of the police of this city.

For the above reasons, we trust your honorable body will refuse the prayer of the petitioners asking for such or any other division of the city, believing it to be entirely unnecessary, and not in accordance with the wishes of this city at large, nor even of a majority of the inhabitants of said wards, and your petitioners will ever pray.

Nathaniel P. Jacobs, Geo. Miller,
Theodore Williams, G. O. Williams,
A. Smith Bagg.

Accepted and adopted unanimously.

Attest: Francis W. Hughes, *City Clerk.*

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill entitled

A bill to attach certain fractional towns to township in the county of Saginaw,

Ask leave to report the same back to the House without amendment recommend its passage, and ask to be discharged from the further consideration of the same.

Report accepted and committee discharged.

On motion of Mr. Kore,

The bill was placed on the order for third reading.

By the committee on towns and counties:

Your committee to whom was referred Senate bill, entitled

A bill to attach to townships within Bay county, certain territory within said county,

Ask leave to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged.

On motion of Mr. Kore,

The bill was placed on the order for third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill, entitled

A bill to amend an act entitled an act to organize the county of Ar-

enac and parts of other counties, by the name of Bay county, approved Feb. 17, 1857,

Ask leave to report that they have had the same under consideration, report the bill back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kore,

The bill was placed on the order of third reading.

By the committee on towns and counties:

The commitee on towns and counties, to whom was referred a bill entitled

A bill to attach a part of the township of Rives, in the county of Jackson, to the township of Henrietta,

Ask leave to report that they have had the same under consideration, report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged, the bill referred to the committee of the whole, placed on the general order and ordered printed.

The committee on public lands presented the following report:

The committee on public lands, to whom was committed the bill to provide for the settlement and drainage of the swamp lands, with instructions to add thereto certain sections;

Report, that in accordance with instructions of the House, the committee have prepared, to stand as section three of the bill, a provision requiring the oath of the person seeking the benefit of this act, that he is not the owner of forty acres of land in any State or Territory of the United States, before he shall be entitled to a license to settle upon and claim under the provisions of this act.

The committee also report to stand as section four of the bill, a provision requiring the license to contain a

clause which effectually protects the State against the waste of valuable timber and the subsequent abandonment of the land without having conformed to the conditions of this act, relating to drainage.

The committee also recommend that the word "three," in the fifth line of section one, be stricken out, and the word "five" be inserted in its place, so as to make five years occupation necessary before an absolute title can be procured.

It is not the purpose of the State in offering the liberal inducement to the settlement and improvement of the swamp lands proposed by this bill, to afford more temporary relief and opportunity for clearing the land of any valuable timber, but to secure the permanent settlement and occupation of said lands, that the State may, to some extent, be re-embursed by taxation, for the free donation of the soil; and your committee are unanimous in the opinion that a residence of not less than five years should be required before the title shall pass from the State.

The general policy of the measure under consideration it is hoped will not need any argument to secure for it the the support and endorsement of this House. The State, by an act of Congress, made the trustee for some six millions of acres of swamp lands within its borders, and is required by the terms of the trust, to provide for the drainage and reclamation of the land included in the grant.

These lands are nearly all situated in the northern and unimproved portion of the State, surrounded by unbroken forests and immense tracts of lands still owned by the federal government, and of a quality superior to the lands which it is proposed to grant to actual settlers by the terms of this bill, which circumstances, and the low price at which the latter lands of the general government may be obtained, render it improbable that any considerable sales of swamp lands can be for several years effected, un-

less some measure as liberal at least as the one under consideration shall be adopted.

It is believed that under the provisions of this bill, a new impulse will be given to the settlement of our unoccupied territory, both as regards the swamp lands and the surrounding portions of the public domain, and that the revenues of the State, and the value of the trust lands, will be increased by the adoption of this measure.

To persons residing in the more populous portions of our State, the donation of fifty dollars worth of land as an inducement to actual settlement, may seem a matter of small moment, and not well calculated to draw any considerable number of settlers into the wilderness of our new counties, but when the great number of persons in the older States, and those arriving upon our shores from the eastern continent, who are not the possessors of land, are taken into the account, and the importance to those persons of retaining the fifty dollars in their own hands for their maintenance while making their first improvements, is duly considered, it will be found that the inducements offered by this are such as will be seized by thousands, who would without these inducements, as has been the case heretofore, pass around our State and find a home in the farther west.

All of which is respectfully submitted.

By order of the Committee,

JOHN A. BROOKS.

Report accepted and committee discharged.

The amendments were concurred in.

On motion of Mr. Brooks,

The bill was ordered engrossed for a third reading.

By the committee on public lands:

The committee on public lands, to whom was referred the petition of James Maycraft,

Have had the same under consideration, and have instructed their

chairman to report favorable, and recommend that the prayer of the petition may be granted.

By order of committee,

J. MONROE, *Chairman.*

Report accepted, and committee discharged.

Mr. Daniells moved that the bill be placed on the order for third reading.

Which motion prevailed.

By the committee on public lands:

The committee on public lands, to whom was referred the joint resolution of Alex. Sprague,

Have had the same under consideration, and have instructed their chairman to report favorable, and recommend that the same do pass.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Monroe,

The joint resolution was placed on the order for third reading.

The committee on public lands, to whom was referred

A bill to amend an act entitled an act disposing of certain grants of land made to the State of Michigan for railroad purposes, approved June 8, 1856, approved Feb. 14, 1857,

Report the same back, recommend that it be adopted as a substitute for House bill No. 28, and that the same do pass.

J. MONROE, *Chairman.*

Report accepted and the committee discharged.

The bill was referred to the committee of the whole, and placed on the general order and ordered printed.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to change the name of Charles Henry Thompson, of the county of Shiawassee;

Also,

A bill to change the name of John D. Thum;

Have had the same under consideration, and would respectfully report them back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

The same committee have had under consideration

A bill to amend section 3 of an act relative to taxing costs in criminal proceedings, approved March 13, 1849, (compiled laws, sec. 5,691,)

Respectfully report the same back to the House, with a recommendation that it do not pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The first and second named bills were ordered to a third reading.

The third named bill,

On motion of Mr. S. F. Brown,

Was laid upon the table.

Mr. S. F. Brown, as chairman of the committee on elections, presented a majority report from said committee, in relation to the memorial of Mr. Charles T. Harvey, contesting the seat held by Hon. Ebenezer Warner, as a representative from the counties of Marquette, Chippewa, &c.;

Which was read, and

On motion of Mr. S. F. Brown,

The report and accompanying documents were laid upon the table and ordered printed.

Mr. Bush, from the committee on elections, presented a minority report, on the same subject;

Which was read, and

On motion of Mr. A. W. Buel,

Laid on the table and ordered printed.

Mr. A. W. Buel, by unanimous consent, offered the following:

Resolved, That the Governor be and he is hereby requested to transmit to this House as soon as practicable, a copy of the contract approved by his predecesor, and made and entered into for the improvement of the navigation of the Muskegon river, under the act passed for such purpose, and approved February 16, 1857.

Which was adopted.

Mr. A. W. Buel rose to a privileged question, and presented the following:

Mr. Speaker:

I challenge the right of the gentlemen from Montcalm, Jacob Ferris, to hold the seat now occupied by him in this House, as a Representa-

tive from the county of Montcalm, on the ground that, at the time of his election, he held the offices of prosecuting attorney and circuit court commissioner of said county, which he continued to hold till the first day of January, A. D. 1859, and therefore that he was ineligible to the seat now held by him, and is now disqualified from holding the same, according to section 6, article 4, of the constitution of this State.

ALEX. W. BUEL.

On motion of Mr. A. W. Buel,

The challenge was referred to the committee on elections.

Mr. Mussey rose to a privileged question, and gave notice that at some future time he shall offer a resolution of inquiry into the equality of the certificate of election of the Hon. William L. Bancroft, of St. Clair.

Mr. A. W. Buel rose to a privileged question, and presented the following:

Mr. Speaker:

I challenge the right of the gentleman from Newaygo, John A. Brooks, to hold the seat now occupied by him in this House, as a Representative from the county of Newago, on the ground that at the time of his election he was a contractor with the State for the improvement of the Muskegon river, under the act of the Legislature passed for said purpose, and approved February 17th, 1857, at which time the said John A. Brooks was and ever since has been a member of this House, and therefore that he was ineligible to the seat now held by him, and now is disqualified from holding the same, according to the last clause of section 18, article 4 of the constitutioc of this State.

ALEX. W. BUEL.

On motion of Mr. A. W. Buel,

The challenge was referred to the committee on elections.

Mr. G. W. Brown rose to a question of privilege, and presented the following :

Mr. Speaker :—I challenge the right of A. W. Buel to a seat in this House as a representative, on the ground that he is receiving an annual salary of seven hundred and fifty dollars as Recorder or Assistant Recorder of the city of Detroit, and paid from the state treasury.

GEO. W. BROWN.

On motion of Mr. G. W. Brown it was

Resolved, That the matter be referred to the committee on elections.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred

A bill to amend an act entitled an act for incorporating the borough of Michlimackinac, adopted April, 1807,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back to the House without amendment, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wendell,

The bill was placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred sundry bills, viz:

A bill relative to the incorporation of the village of Corunna;

A bill to amend an act entitled an act to incorporate the city of Flint;

Respectfully report that they have had the same under consideration, and have directed their chairman to report the bills back to the House without amendment, and recommend that they do pass, and ask to be discharged from the further consideration thereof.

Also,

A bill for the relief of the Monroe and Saline plank road company, with the recommendation that it do not pass.

All of which is respectfully submitted.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kelsey,

The first named bill was placed on the order for third reading.

On motion of Mr. E. H. Thomson,

The second named bill was placed on the order for third reading.

Mr. S. F. Brown moved that the bill for the relief of the Monroe and Saline Plank Road Company be indefinitely postponed;

Which was adopted.

By the committee on banks and incorporations:

The committee on banks and incorporations, pursuant to petition, have had under consideration

An act to authorize the common council of the city of Jackson to levy and collect certain paving assessments,

And would respectfully report that they have had the same under consideration, and have directed their chairman to report the accompanying bill to the House, recommend its passage, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Ch'n.*

Report accepted and committee discharged.

The bill was read twice, and,

On motion of Mr. Loomis,

Placed on the order for third reading.

By the committee on roads and bridges.

The committee on roads and bridges to whom was referred

A bill providing for the establishing of a State road from Galena station in Berrien county to the village of St. Joseph,

Would respectfully report that they have had the same under consideration and have instructed their chairman to report the same back to the House without amendment, and recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The bill was placed on the order for third reading.

By the committee on roads and bridges.

The committee on roads and bridges to whom was referred

A bill to amend act number 21 of session laws of 1859, in relation to the Pt. Sanilac and Watrousville State road, in the county of Sanilac,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House amended as follows, viz:

In the 2d line of sec. 1, insert after the word "two," the words "of act No. 21,"

And recommend that the bill so amended do pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The bill was ordered engrossed for a third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bill:

A bill to extend the time for the collection of taxes in the township of Handy, in the county of Livingston.

E. PERRY, *Chairman.*

Report accepted.

By the committee on State affairs:

The committee on State affairs have instructed me to report

A joint resolution relative to the establishment of a National Iron Foundry in the county of Marquette, in the Upper Peninsula of Michigan.

E. H. THOMSON.

Report accepted.

The joint resolution was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on state affairs:

Your committee, to whom was referred joint resolution relative to the claim of James D. Johnston against the State, empowering and authorizing the Board of State Auditors to allow the said Johnston a claim for certain copies of the City of Detroit Directory and Gazetteer of Michigan, for the years 1853 and 1854, claimed to be furnished by said Johnston for the use of both Houses of the Legislature of 1854, respectfully report that they have had the same under consideration, and after due deliberation thereon, are of the opinion that the Board of State Auditors have ample power to pass upon and audit any such just and equitable account the said Johnston may have against the State of Michigan, without any intervention of this Legislature, therefore recommend that said resolution do not pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilluly,

The bill was laid on the table.

By the committee on State Affairs:

Your committee to whom was referred the petition of H. B. Barrett and 52 others, citizens of Hillsdale county, praying for a law to regulate the number of hours of daily labor,

Respectfully report that they have had the same under consideration, and after due deliberation thereon, are of the opinion that it is inexpedient and impolitic to undertake to legislate on the matter, that demand and supply will regulate such matters better than and independent of any law the Legislature may pass. Therefore your committee ask to be discharged from the further consideration of said petition.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The petition was laid on the table.

By the committee on internal improvements;

The committee on internal improvements, to whom was referred the report of the State Treasurer, together with copies of the reports of the Superintendents of the St. Mary's Falls Ship Canal, in obedience to a resolution of this House, respectfully report that they have had the same under consideration, and have instructed their chairman to ask leave to report the same back to the House without recommendation, and respectfully ask to be discharged from the further consideration of the same.

S. R. KELSEY, *Chairman.*

Report accepted and committee discharged.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following:

A bill to insorporte the village of Bay City;

Which has passed the Senate by a majority vote of all the Senators elect, and been ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice, and

On motion of Mr. Raymond,

The same was placed on the order for third reading.

Also the following:

SENATE CHAMBER,
Lansing, January 29, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

A bill to amend an act entitled an act to incorporate the village of St. Joseph, appproved March 7, 1834, and the acts amendtory thereto.

Alao,

Joint resolution relative to the contract for constructing the Saut Ste. Marie Canal.

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and referred to the committee on Banks and Incorporations.

The joint resolution was read twice and referred to committee on Internal Improvements.

Also the following:

SENATE CHAMBER,
Lansing, January 31, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bill:

A bill to amend sections 720, 724, 728, 729, 741, 746 and 778, of chapter 16, of the compiled laws of 1857, said chapter being an act entitled "an act to provide for organizing an active militia, and for other purposes," approved May 18, 1847,

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, January 31, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

Senate bill No. 48,

A bill to provide a military fund in aid of the volunteer uniformed militia;

Which has passed the Senate by a majority vote of all the Senators elect, and been ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very Respectfully,
A. B. TURNER,
Secretary of the Senate.

The bill was read twice, and referred to the committee on ways and means.

Also, the following:

SENATE CHAMBER,
Lansing, January 31, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bill:

A bill requiring of supervisors and others certain duties in regard to fines and penalties in justices and recorders' courts;

Which has passed the Senate, by a majority vote of all the Senators elect, and ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The bill was read twice, and referred to the judiciary committee.

Also the following:

SENATE CHAMBER,
Lansing, January 31, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following:

Senate bill No. 63,

A bill to organize the county of Isabella;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on towns and counties.

Also, the following:

SENATE CHAMBER,
Lansing, January 31, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to incorporte the village of Lowell, in the county of Kent;

A bill to change the name of Eulalia Hardy;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the first named to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment.

The Speaker called Mr. Mussey to the chair.

MOTIONS, RESOLUTIONS AND NOTICES.

The Speaker asked and obtained leave of absence for an indefinite period.

Mr. Dickey offered the following:

Resolved, That the Speaker of this House be authorized to appoint

a member of this House to preside as Speaker *pro tem*, during his absence.

Which was adopted.

Mr. E. H. Thomson offered the following:

Resolved, That the Hon. Jacob M. Howard, the Attorney General of the State, inform this House at his earliest convenience, whether the recommendation of his excellency Governor Wisner, as set forth in his special message, asking for an appropriation to make certain improvements connected with the Saut Ste Marie Canal, in any manner conflicts with the 7th section of article 15th, of the constitution of the State.

Which was adopted.

Mr. Fallass moved that the committee of the whole be discharged from the further consideration of

House bill No. 70, entitled

A bill to provide for the laying out of a State road in Ionia, Kent and Barry counties,

And that the bill be re-committed to the committee on roads and bridges;

Which was adopted.

Mr. Robison offered the following:

Resolved, That the committee on State Prison be instructed to inquire into the propriety of authorizing the State Prison Inspectors to let such number of life prisoners or others to individuals or coal-mining companies in the vicinity of Jackson, and to report by bill or otherwise;

Which was adopted.

The Speaker took the chair, and announced the appointment of Hon. Charles Dickey, to act as Speaker *pro tem.* during his absence.

Whereupon the Speaker called Mr. Dickey to the chair.

Mr. Mussey moved that the committee of the whole be discharged from the further consideration of House bill No. 75, entitled

A bill to amend chapter 95 of the revised statutes of 1846,

And that the same be placed on the general order for third reading.

Which was adopted.

Mr. Carr offered the following:

Resolved, That the committee of the whole be discharged from a further consideration of House bill No. 60, being a bill to lay out a

State road from Saginaw to Cheboygan, and that it be placed on the order for third reading.

Which was adopted.

Mr. Mussey offered the following:

Resolved, That the committee on printing be instructed to cause the report and accompanying documents of the committee on elections in the case of Charles T. Harvey, contestant of the seat of the Hon. Ebenezer Warner to be printed, and placed upon the tables with all convenient dispatch.

Which was adopted.

Mr. E. H. Thomson, pursuant to previous notice, leave being granted, introduced

A bill repealing an act to provide for the sale of the swamp lands and the reclamation thereof, and to secure the pre-emption claims of settlers thereon, approved Feb. 4, 1858;

Which was read twice, and referred to the committee on public lands.

Mr. Miles, unanimous consent being given, introduced

A joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to the town of Hartford, for a burying-ground,

Which was read twice, and,

On motion of Mr. Miles,

The rules were suspended, and the joint resolution placed on the order for third reading.

Mr. Driggs, notice having been given, and leave being granted, introduced

A bill to provide for laying out, establishing and constructing a certain State road in the counties of Tuscola and Saginaw;

Also,

A bill to authorize the Supervisors of Saginaw county to build a bridge across the Tittibawassee river, and making an appropriation therefor;

Which was read twice and referred to the committee on roads and bridges.

Mr. McMahon, in accordance with previous notice, leave being granted, introduced

A joint resolution for the relief of Alexander Firbush,

Which was read twice and referred to the committee on the judiciary.

Also,

A bill to amend certain sections of an act entitled an act to incorporate railroad companies,

Which was read twice and referred to the committee on banks and incorporations.

Also,

A bill to amend chapter 72 of the Reevised Statutes of 1846, relative to claims against deceased persons,

Which bill was read twice and referred to the committee on the judiciary.

Also,

A bill to amend chapter 116 of the compiled laws, relative to probate courts,

Which bill was read twice and referred to the committee on the judiciary.

Mr. Lane, previous notice having been given, leave being granted, introduced

A bill to amend section 127 of chapter 93 of the revised statutes of 1846, the same being chapter 117 of the compiled laws.

Which was read twice and referred to the committee on the judiciary.

Mr. Wixson, pursuant to previous notice, leave being granted, introduced

A bill to provide for laying out and establishing a State road in the county of Huron and Sanilac, to be called the Port Austin and Sanilac State road;

Read twice and referred to the committee on roads and bridges.

Mr. Wallace, by unanimous consent, introduced

A joint resolution relating to procuring and preserving certain papers;

Which was read twice and referred to the committee on geological survey.

Mr. Bancroft asked and obtained unanimous consent, to introduce

A bill to revise the charter of the city of Port Huron;

Which was read twice and referred to the committee on banks and incorporations.

Also,

A bill to carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas and other States, to reclaim the swamp lands within their limits, approved September 28, 1850;

Which was read twice, and referred to the committee on public lands.

Mr. Richardson, pursuant to notice, leave being granted, introduced

A bill to provide for laying out and establishing a road in the counties of Tuscola and Lapeer;

Which was read twice and referred to the committee on roads and bridges.

Mr. Allen asked and obtained unanimous consent to introduce

A bill to authorize the Kalamazoo and Grand Rapids plank road company to vacate a portion of their road;

Which was read twice and referred to the committee on banks and incorporations.

On motion of Mr. Fallass,

The House took a recess until two o'clock.

AFTERNOON SESSION.

2 o'clock, P. M.

House met pursuant to adjournment, and was called to order by the Speaker, *pro tem.*

Rolled called: quorum present.

By unanimous consent the committee on internal improvements submitted the following report:

The committee on internal improvements, to whom was referred Senate joint resolution entitled

Joint resolution relative to the contract for constructing the St Mary's Fall ship canal,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the bill back without amendment, with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

S. R. KELSEY, *Chairman.*

The report was accepted, and the committee discharged.

On motion of Mr. Kelsey,

The rules were suspended and the joint resolution placed on its final passage.

The joint resolution, entitled

Joint resolution relative to the contract for constructing the Saut Ste. Marie Canal,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Mulholland,
Baldwin,	Ferris,	Newman,
Beebe,	Fowler,	Perkins,
Beers,	Gage,	Pratt,
Brewster,	Gilluly,	Raymond,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Grace,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelley,	Sharpe,
Bush,	Kelsey,	Smith,
Carr,	Kore,	Thomas,
Childs,	Lane,	E. H. Thomson,
Clark,	Loomis,	R. Thompson,
Daniells,	McMahon,	Wallace,
Dickey,	McDermott,	Warner,
Drigga,	McKinley,	Watkins,
Dunbar,	Mitchell,	Wendell,
Enos,	Monroe,	Wilkerson,
Fallass,	Mussey,	Wixson, 60

NAYS. 0

Title agreed to.

And the joint resolution ordered to take immediate effect.

Mr. Mussey, gave notice that on to-morrow or some future day he would ask leave to introduce

A bill to amend an act entitled an act to amend chapter 93 of the revised statutes of 1846, entitled courts held by Justices of the Peace.

SPECIAL ORDER.

The House went into the consideration of the special order for 2 o'clock, being

A bill relative to the University Interest Fund.

Mr. Daniells moved to amend by inserting after the word "time," in line 6, the words, "for the ensuing two years."

Which, after discussion, was withdrawn, at the request of Mr. McMahon.

Mr. G. W. Brown moved to amend by inserting in line 3, after the word "sixty," the words, "or until the Legislature shall otherwise direct."

Which was also withdrawn, upon the explanation and request of Mr. McMahon.

The bill was then placed on its final passage.

The bill, being

A bill relative to the University Interest Fund,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Monroe,
Bancroft,	Frisbee,	Mussey,
Brewster,	Gies,	Mulholland,
Brooks,	Gilluly,	Newman,
G. W. Brown,	Glessner,	Perkins,
Benj. Brown,	Goodwin,	Phelps,
S. F. Brown,	Grace,	Pratt,
A. W. Buel,	Green,	Raymond,
Bush,	Greenfield,	Reeves,
Carr,	Kelley,	Richardson,
Carpenter,	Kelsey,	Robison,
Childs,	Kore,	Sessions,
Clark,	Lane,	Sharpe,
Campau,	Loomis,	Smith,
Driggs,	McMahon,	E. H. Thomson,
Dunbar,	McDermott,	Warner,
Enos,	McKinley,	Wilkerson,
Fallass,	Mitchell,	Wixson,
Felt,		55

NAYS.

Mr. Baldwin,	Mr. Gage,	Mr. Thomas,
Beebe,	Miles,	R. Thompson,
Beers,	Newton,	Wallace,
Dalton,	Reynolds,	Watkins,
Daniells,	Richards,	Wendell,
Dickey,	Starkweather,	Woolnough,
Fowler,		19

Pending the announcement of the vote,

Mr. Kore moved that Mr. Dalton be excused from voting;

Which did not prevail.

Title agreed to.

THIRD READING OF BILLS.

House bill, entitled

A bill to incorporate the village of Marquette,

Was,

On motion of Mr. Loomis,

Read the third time by its title, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Mulholland,
Bancroft,	Fallass,	Newman,
Beebe,	Felt,	Newton,
Beers,	Ferris,	Perkins,
Brewster,	Frisbee,	Pratt,
Brooks,	Gage,	Raymond,
G. W. Brown,	Gies,	Richards,
Benj. Brown,	Gilluly,	Richardson,
S. F. Brown,	Gleasner,	Robison,
Bush,	Green,	Sessions,
Carpenter,	Greenfield,	Sharpe,
Childs,	Kelley,	Smith,
Clark,	Kelsey,	R. Thompson,
Campau,	Lane,	Wallace,
Dalton,	Loomis,	Warner,
Daniells,	McMahon,	Watkins,
Davids,	McDermott,	Wendell,
Dickey,	McKinley,	Wilkerson,
Driggs,	Miles,	Woolnough,
Dunbar,	Monroe,	Wixson, 60

NAYS. 0

Title agreed to.

On motion of Mr. Warner,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, No. 64, entitled

A bill to amend section 1,813, being section 15, of chapter 63, of the compiled laws;

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Mussey,
Beers,	Ferris,	Newman,
Brewster,	Frisbee,	Perry,
Brooks,	Gleasner,	Perkins,

S. F. Brown,	Goodwin,	Pratt,
A. W. Buel,	Grace,	Raymond,
Carr,	Green,	Sessions,
Childs,	Kelley,	Sharpe,
Campau,	Kelsey,	Smith,
Dalton,	Loomis,	E. H. Thomson,
Daniells,	McDermott,	Watkins,
Davids,	McKinley,	Wendell,
Enos,	Monroe,	38

NAYS.

Mr. Baldwin,	Mr. Gage,	Mr. Richards,
Bancroft,	Gies,	Robison,
Benj. Brown,	Lane,	Starkweather,
Carpenter,	Miles,	R. Thompson,
Clark,	Mitchell,	Wallace,
Dickey,	Mulholland,	Wilkerson,
Driggs,	Phelps,	Woolnough,
Felt,	Reeves,	Wixson,
Fowler,		25

Mr. A. W. Buel gave notice of his intention to move a reconsideration of the vote just taken.

House bill, entitled

A bill to provide for the improvement of the Bridgeport and Forestville State road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Goodwin,	Mr. Pratt,
Bancroft,	Grace,	Raymond,
S. F. Brown,	Greenfield,	Richards,
A. W. Buel,	Kelley,	Richardson,
Bush,	Kelsey,	Robison,
Childs,	Kore,	Sharpe,
Campau,	Lane,	Smith,
Davids,	McMahon,	E. H. Thomson,
Driggs,	McDermott,	R. Thompson,
Dunbar,	McKinley,	Warner,
Felt,	Mulholland,	Watkins,
Frisbee,	Newman,	Wendell,
Gage,	Newton,	Wilkerson,
Gies,	Perry,	Woolnough,
Gilluly,	Perkins,	Wixson,
Gleasner,	Phelps,	47

NAYS.

Mr. Carpenter,	Mr. Clark,	2

Title agreed to.

House bill, entitled

A bill to amend an act entitled an act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage, approved Feb. 3, 1855,

Being under consideration,

Mr. McMahon moved that the bill be re-committed to the judiciary committee;

Which was adopted.

A joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to the town of Hartford, for a burying ground,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Felt,	Mr. Newman,
Bancroft,	Ferris,	Newton,
Beebe,	Fowler,	Perkins,
Bears,	Gage,	Pratt,
Brewster,	Gies,	Raymond,
Brooks,	Gleasner,	Richards,
G. W. Brown,	Goodwin,	Richardson,
S. F. Brown,	Grace,	Robison,
A. W. Buel,	Green,	Sessions,
Bush,	Greenfield,	Sharpe,
Carr,	Kelley,	Starkweather,
Carpenter,	Kelsey,	Thomas,
Childs,	Kore,	R. Thompson,
Clark,	Lane,	Wallace,
Dalton,	Loomis,	Warner,
Daniells,	McDermott,	Wendell,
Davids,	McKinley,	Wilkerson,
Dickey,	Miles,	Woolnough,
Driggs,	Monroe,	Watkins,
Enos,	Mussey,	Wixson,
Fallass,	Mulholland,	62

NAYS.

Mr. Gilluly, 1

Title and preamble agreed to.

Mr. McDermott moved that the House adjourn;

Which motion was not adopted.

House bill, entitled

A bill to amend sec. 36, chap. 14 of the revised statutes of 1846,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Newman;
Baldwin,	Gage,	Newton,
Brooks,	Gleasner,	Perkins,
G. W. Brown,	Goodwin,	Raymond,
Benj. Brown,	Grace,	Richards,
S. F. Brown,	Green,	Richardson,
A. W. Buel,	Greenfield,	Robison,
Carr,	Kelley,	Sessions,
Carpenter,	Kelsey,	Starkweather,
Childs,	Kore,	Thomas,
Davids,	Lane,	R. Thompson,
Dickey,	Loomis,	Wallace,
Driggs,	McMahon,	Warner,
Dunbar,	McDermott,	Watkins,
Fallass,	McKinley,	Weelmough,
Felt,	Miles,	Wilkerson,
Ferris,	Monroe,	Wixson,
Fowler,		52

NAYS.

Mr. Beers,	Mr. Wendell,	2

Title agreed to.

On motion of Mr. Lane,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent the following report was submitted:

The committee on judiciary, to whom was referred

A bill to amend an act entitled an act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage, approved Feb. 3, 1855,

Have had the same under consideration, and herewith respectfully report said bill back to the House with a recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

DEXTER MUSSEY, *Chairman.*

The report was accepted and the committee discharged,

And the bill referred to the committee of the whole, placed on the general order, and ordered printed.

By unanimous consent the following report was presented:

The committee on State Prison to whom was referred

A bill to amend sections 20 and 28, of chapter 202, compiled laws relating to State Prison, the management and discipline thereof,

Report that they have had the same under consideration, and have instructed me to report the same back to the House, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

W. F. GOODWIN, *Chairman.*

Report accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

On motion of Mr. Kore,

The House adjourned.

Lansing, Wednesday, February 2, 1859.

House met pursuant to adjournment and was called to order by the Speaker *pro tem.*

Prayer by Rev. Mr. Potter.

Roll called: quorum present.

Absent at roll call, Messrs. Bushnell and Phelps.

By unanimous consent, the Speaker announced a communication from the Attorney General, which was read, and

On motion of Mr. E. H. Thomson,

Was laid on the table and ordered printed.

PETITIONS PRESENTED.

By Mr. Kelsey: petition of H. H. Reynolds, J. M. Jackson, Isaac Castle and 38 others, asking for the passage of an act to amend the prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Mussey: memorial of the directors of the Bay de Noquet and Marquette Railroad Company;

Referred to the committee on banks and incorporations.

By Mr. Wixson: petition of John McAlpine and 36 others, citizens of Sanilac county, for an amendment to act No. 21 of session laws of 1858;

Laid on the table.

By Mr. Loomis: remonstrance of Avery Freeman, Lyman C. Case, and others, citizens of Rives, Jackson county, against any change of the boundary of that town;

Referred to the committee on towns and counties.

By Mr. Watkins: petition of Wm. Thornton and 45 others, for an appropriation for a certain road;

Referred to the committee on roads and bridges.

By Mr. Daniells: petition of S. Griggs, B. W. Hornbeck and others, against teaching prison convicts mechanical trades;

Also, petition of John P. Long, J. A. Meeleck and Fayette Prouty, for the same purpose;

Referred to the committee on State prison.

By Mr. Kelley: petition of J. A. Tibbetts and 250 others, praying the Legislature to enact a law to enable citizens to form themselves into legal associations to assist officers in detecting offenders against the criminal laws of this State;

Referred to the committee on the judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on education:

The committee on education, to whom was referred

A bill to provide for the establishment of school district libraries,

Respectfully report, that they have had the same matter under consideration, and a majority of said committee have instructed their chairman to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to committee of the whole, placed on the general order, and ordered printed.

By the committee on education:

The committee on education, to whom was referred the petition of A. C. Kenyon, Edward Bartlett and Edward Bigelow, praying for the enlargement of school district No. 3, in the township of Springfield, Oakland county, would respectfully report, that they have had the same under consideration, and have instructed their chairman to report a bill granting the prayer of the petitioners, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted, and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on education:

The committee on education to whom was referred

A bill for the relief of school district No. 4 in the city and township of Ypsilanti,

Would respectfully report that they have had the same under consideration, and report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

A. SESSIONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The bill was placed on the order for third reading.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to amend chap. 116 of the compiled laws relative to probate courts,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the judiciary committee:

The committee on the judiciary, to whom was referred

The Senate bill requiring of Supervisors and others, certain duties in regard to fines and penalties in justice's and recorder's courts,

Would report that they have had the same under consideration, and have instructed their chairman to report the same back to the House with a recommendation that it do not pass, and ask to be discharged from the further consideration of the same.

The same committee have had under consideration the bill to amend section 127, chapter 93 of the revised statutes of the year 1846, the same being chapter 117 of the compiled laws of Michigan, with the

same recommendation, as the law already contains a similar provision to the one in the bill before your committee; they, therefore ask to be discharged from the further consideration of the subject.

The same committee have also had under consideration the bill to amend section one of chapter 122 of revised statutes of 1846, for proceedings for the collection of demands against ships, boats and vessels.

Have had the same under consideration, and have instructed their chairman to report the same back with a recommendation that it do not pass, and ask to be discharged from its further consideration.

DEXTER MUSSEY, *Chairman.*

Mr. Mussey moved that the first named bill be indefinitely postponed.

Which was not adopted.

On motion of Mr. S. F. Brown,

The bill was laid on the table.

Mr. Mussey moved that the second named bill be indefinitely postponed.

Which was adopted.

On motion of Mr. McDermott,

The third named bill was laid upon the table.

By the committee on education:

The committee on education, to whom was referred the petition of Israel Kellogg, Silas Hubbard, David Putnam, and other citizens of Kalamazoo, praying amendments to the school law, so as to empower school district No. 1 to borrow money, beg leave respectfully to report, that they have had the same under consideration, and have instructed their chairman to report the following bill, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

FOSTER PRATT, *Chairman.*

The report was accepted and the committee discharged.

The bill was read twice, and

On motion of Mr. Pratt,

The bill was placed on the order for third reading.

Mr. Pratt, by unanimous consent, as a question of precedence, offered the following:

Resolved, That the committee of education be discharged from the further consideration of the petition of Israel Kellogg and others, praying an amendment of village charter of Kalamazoo, and that the same

be referred to the committee on banks and incorporations, with instructions to report a bill incorporating the provision asked for by said petition.

Which was adopted.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred sundry petitions for amendments to the village charter of Kalamazoo,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back to the House, with a bill, recommend its passage, and ask to be discharged from the further consideration of the same.

All of which is respectfully submitted.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pratt,

The bill was placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend certain sections of the act entitled an act to provide for the incorporation of railroad companies,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report the bill back to the House without amendment, and recommend that it do pass.

P. B. LOOMIS, *Chairman.*

Report accepted, and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on banks and incorporations:

A bill to amend sections 6, 33 and 35 of an act to incorporate the city of Monroe, approved March 22, 1837,

Respectfully report, that they have had the same under considera tion, and after due deliberation thereon, have directed their chairman to report the same back, with an amendment annexed, and recommend that it do pass, and ask to be discharged:

Page 5, line 1, strike out "less than one hundred nor;" also, the words "five hundred" and insert "$250;" also, strike out in the 2d line "less than 3 months nor."

P. B. LOOMIS, *Ch'n.*

Report accepted and committee discharged.

The amendments were concurred in, and

The bills were referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on education:

The committee on education, to whom was referred

A bill to incorporate a board of education for the city of East Saginaw,

Would respectfully report that they have had the same under consideration, and instructed their chairman to report the same back, recommend its passage, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted, and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on geological survey:

The committee on geological survey, to whom was referred

Joint resolution in relation to the procuring and preserving of certain papers,

Report that they have had the same under consideration, and have instructed their chairman to report the same back, and recommend its passage.

THOMAS MITCHELL, *Chairman.*

On motion of Mr. S. F. Brown,

The joint resolution was placed on the order for third reading.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas, and other States, to reclaim the swamp lands within their limits, approved Sept. 28, 1850,

Respectfully report, that they have had the same under consideration, and instructed their chairman to report the same back, and recommend that the bill be ordered printed, and brought before the House for their consideration, and ask to be discharged from the same.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the Kalamazoo and Grand Rapids plank road company to vacate a portion of their road,

Respectfully report that they have had the same under consideration, and instructed me to report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

On motion of Mr. Allen,

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out and establishing a State road in the counties of Huron and Sanilac, to be called the Pt. Austin and Sanilac State road,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. Childs,

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill appropriating certain highway taxes for the improvement of a road in the counties of Tuscola and Huron,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, amended as follows, viz: In the 5th line of section 1st, after the word taxes, insert the words "that are not otherwise appropriated," and recommend that the bill, so amended, do pass; and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

The report was accepted, and the committee discharged.

On motion of Mr. Mussey, the amendments were concurred in.

On motion of Mr. Richardson,

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out a State road in Ionia, Kent and Barry counties,

Would respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back to the House amended as follows, viz: in line 1 of section 1, strike out the words, "R. R. Cook," and insert in lieu thereof the words, "Cyprian S. Hooker, of Kent county," and recommend that the bill so amended do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wendell,

The amendment was concurred in.

The bill was then placed on the order for third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bill:

A bill to incorporate the city of Battle Creek.

E. PERRY, *Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 61, being

A bill to authorize the directors of the Chicago, Detroit and Canada Grand Trunk Junction Railroad Company to be represented at board of directors by proxy,

Would respectfully report that they have had the same under consideration, and a majority of said committee have instructed their chairman to report the bill back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Loomis,

The bill was placed on the order for third reading.

Mr. Pratt, from the committee on education, submitted a minority report, in relation to the establishment of school district libraries, which was read, and

On motion of Mr. Pratt,

Was laid on the table and ordered printed.

By the committee on State affairs:

Your committee, to whom was referred the memorial of the board of supervisors of the county of Kalamazoo, praying that superintendents of county poor may be elected for the term of three years, respectfully report, that they have had the same under consideration, and after due deliberation, are of the opinion that such a change in the law authorizing the election of superintendents of the county poor for the term of three years, would not tend to the benefit of the people or the poor. The board of supervisors, under existing law, elect or appoint the superintendents of the county poor annually; and if they find that it is desirable or profitable to re-elect or re-appoint any or all of such superintendents, they are now fully employed so to do, not only for three years but for any number of years they deem expedient and profitable, while they also have the very desirable and necessary power of dropping any one or all of them that they may deem advisable or profitable not to appoint. Therefore, your committee respectfully recommend that the memorialists have leave to withdraw the said memorial, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The recommendation of the committee was adopted.

Mr. A. W. Buel, from the special committee on amendments to the constitution submitted a report accompanied by a joint resolution to provide for an amendment of the constitution in respect to the sessions of the Legislature.

The report was,

On motion of Mr. A W. Buel,

Laid on the table and ordered printed.

The joint resolution was read twice, and

On motion of Mr. A. W. Buel,

Was ordered printed and made the special order for Friday afternoon at 2 o'clock.

Mr. Kore moved that 500 copies of the report and the joint resolution be printed for the use of the House.

Which was adopted.

Mr. Gies moved that five hundred copies of the report be printed in the German language, on which motion he demanded the yeas and nays, which were ordered.

Mr. McMahon moved to amend by striking out "500," and inserting "1,500."

On which motion he demanded the yeas and nays. The yeas and nays were ordered, and the amendment was not adopted, by the following vote:

YEAS.

Mr. Brooks,	Mr. Gilluly,	Mr. Richards,
G. W. Brown,	Grace,	Richardson,
A. W. Buel,	Kelsey,	Sessions,
Childs,	Lane,	Smith,
Connor,	McMahon,	Starkweather,
Daniells,	McDermott,	Thomas,
Davids,	Mussey,	E. H. Thomson,
Dunbar,	Mulholland,	R. Thompson,
Enos,	Newton,	Watkins,
Fallass,	Phelps,	Wilkerson,
Felt,	Pratt,	Wixson,
Gies,	Reynolds,	35

NAYS.

Mr. Allen,	Mr. Driggs,	Mr. Mitchell,
Baldwin,	Ferris,	Perry,
Beebe,	Frisbee,	Perkins,
Beers,	Gage,	Raymond,
Benj. Brown,	Gleasner,	Reeves,
S. F. Brown,	Goodwin,	Robison,
H. S. Buel,	Green,	Sharpe,
Bush,	Greenfield,	Wallace,
Carr,	Kelley,	Warner,
Carpenter,	Kore,	Wendell.
Clark,	Loomis,	Woolnough,
Campau,	McKinley,	
Dickey,	Miles,	37

Mr. Daniells moved to add to the original motion "and all other printed documents of this session of the Legislature."

Mr. Reynolds moved to lay the whole subject on the table, which was adopted.

MESSAGE FROM THE GOVERNOR.

The Speaker *pro tem.* announced the following:

EXECUTIVE OFFICE,
Lansing, February 2, 1859.

To the Legislature:

I shall be prepared to nominate certain officers whenever the two Houses shall deem it expedient to meet in joint convention.

M. WISNER.

MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to incorporate the city of Lansing;

A bill to amend an act entitled an act to incorporate the village of Lexington, approved Feb. 10, 1855;

A bill to authorize Otto Thies to build a dam across Carp river, and in connection therewith, a lock and sluice-way;

Which has passed the Senate, by a majority vote of all the Senators elect, and the first two ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice; whereupon,

Mr. Phelps moved that the bill be placed on the order for third reading.

The motion was withdrawn, and the bill referred to the committee on banks and incorporations.

The second named bill was read twice, and referred to the committee on banks and incorporations.

The third named bill was read twice, and referred to the committee on banks and incorporations.

Also, the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill regulating the amount of money to be raised in the village of Hudson in any one year; also providing for an annual report from the President, Recorder and Trustees, and conferring certain rights on the President of said village.

A bill appropriating certain highway taxes for the improvement of a Stage road in VanBuren county.

A bill to provide for attaching sections 1 and 2 of the township of Frenchtown, in the county of Monroe, to the township of Ash, in said county.

A bill to renew internal improvement land warrants, issued by the Auditor General, pursuant to an act entitled an act to regulate the issuing of certain land warrants, approved March 29, 1848.

A bill to change the name of the township of Teal Lake, in the county of Marquette.

A bill to amend an act entitled an act to revise the charter of the city of Grand Rapids.

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice, whereupon

Mr. Green moved that the rules be suspended and the bill placed on the order for third reading.

Which was not adopted.

The bill was then referred to the committee on banks and incorporations.

The second named bill was read twice and referred to the committee on roads and bridges.

The third named bill was read twice, and referred to the committee on towns and counties.

The fourth named bill was read twice and referred to the committee on State affairs.

The fifth named bill was read twice and referred to committee on town and counties.

The sixth named bill was read and referred to the committee on banks and incorporations.

Also, the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

No. 9. A bill to amend an act entitled an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, approved January 29, 1858;

No. 76. A bill to amend an act entitled an act to incorporate the members of the Detroit Young Men's Society, approved March 26, 1836;

No. 99. A bill to amend an act entitled an act to provide for the sale of swamp lands, and the reclamation thereof, and to secure the pre-emption claims of settlers thereon, approved Feb. 4, 1858;

No. 75. A bill to amend section 2,114, of chapter 72 of the compiled laws, relating to the incorporation of villages;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice, and referred to the judiciary committee.

The second named bill was read twice and referred to the committee on banks and incorporations.

The third named bill was read twice and referred to the committee on public lands.

The fourth named bill was read twice, and referred to the judiciary committee.

Also, the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

Joint resolution to authorize school district No. two in the township of Hudson, Lenawee county, to loan money.

Which has passed the Senate by a majority vote of all the Senators elect, and been ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,

Secretary of the Senate.

Mr. Perkins moved that the rules be suspended, and that the joint resolution be placed on the order for third reading.

Which motion was adopted.

Also the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

No. 28,

A bill to amend chap. 194 of the compiled laws;

No. 60,

A bill for the protection of game in the State of Michigan;

No. 83,

A bill to provide for the rate of compensation to be paid for the transportation of persons over the railroad of the Paw Paw Railroad Company;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on judiciary.

The second named bill was read twice and referred to the committee on State affairs.

The third named bill was read twice and referred to the committee on banks and incorporations.

Also,

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Rep resentatives the following:

No. 80. A bill to amend section 23 of chapter 40 of the compiled laws relative to the support of poor persons by the public.

A bill to repeal an act to limit the amount of money to be raised by an act entitled an act to incorporate the village of Hudson, approved January 28, 1853, approved February 10th, 1857.

Also,

Joint resolution to authorize the Governor to issue a patent of certain lands to George H. Richards.

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect by a vote of two-thirds of all said Senators, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the judiciary committee.

The second named bill was read twice and referred to the same committee.

The joint resolution was read twice and referred to the committee on State Affairs.

Also, the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

No. 88,

A bill to provide for dividing the county of Wayne, and for organizing a new county, to be known as the county of Washington;

Also,

A bill to legalize the act of the board of supervisors of Ionia county incorporating the village of Lyons.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on towns and counties.

The second named bill was read twice, and referred to the judiciary committee.

Also the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, House bill No. 18:

A bill to provide for laying out and constructing a State road through the counties of Iosco, Ogemaw and others,

Which the Senate have amended, by inserting 5 new sections between sections 4 and 5 of the bill, and which are attached thereto;

In the passage of which, as amended, the Senate have concurred by a majority vote of all the Senators elect. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The question being upon concurring in the amendments made by the Senate, the same were concurred in, by yeas and nays, as follows:

YEAS.

Mr. Beeson,	Mr. Fowler,	Mr. Perkins,
Brewster,	Fribbee,	Phelps,
Brooks,	Gage,	Pratt,

G. W. Brown,	Geis,	Raymond,
Benj. Brown,	Grace,	Richards,
S. F. Brown,	Greenfield,	Richardson,
H. S. Buel,	Kelley,	Robison,
Carr,	Kelsey,	Sessions,
Carpenter,	Kore,	Sharpe,
Childs,	Lane,	Starkweather,
Connor,	Loomis,	E. H. Thomson,
Daniells,	McMahon,	R. Thompson,
Davids,	McKinley,	Wallace,
Dickey,	Miles,	Warner,
Driggs,	Mitchell,	Watkins,
Dunbar,	Mussey,	Wendell,
Enos,	Mulholland,	Wilkerson,
Fallass,	Newman,	Woolnough,
Felt,	Newton,	Wixson,
Ferris,		58

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The bill was then referred to the committee on enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 2, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives, the following:

House bill No. 54, being

A bill to cede jurisdiction to the United States of America over land to be occupied as a site for a light house building in this State,

Which the Senate have amended by inserting after the word "mentioned," in 6th line of section 1, the words "and also at such other places as shall be fixed upon by Congress as sites for light houses within the limits of the State of Michigan;" also, by amending the title to correspond therewith;

In the passage of which, the Senate have concurred by a majority vote of all the Senators elect. In which amendment the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The question being upon concurring in the amendment the same was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,
Baldwin,	Fowler,	Perry,
Bancroft,	Frisbee,	Phelps,
Beers,	Gage,	Raymond,
S. F. Brown,	Gilluly,	Reynolds,
A. W. Buel,	Glessner,	Richards,
H. S. Buel,	Grace,	Richardson,
Bush,	Green,	Robison,
Carr,	Greenfield,	Sessions,
Carpenter,	Kelley,	E. H. Thomson,
Childs,	Kelsey,	R. Thompson,
Connor,	Kore,	Wallace,
Davids,	McMahon,	Warner,
Dickey,	McKinley,	Wendell,
Driggs,	Mitchell,	Wilkerson,
Dunbar,	Mussey,	Woolnough,
Fallass,	Mulholland,	Wixson,
Felt,		52

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Mr. Brewster,	Mr. Goodwin,	Mr. Miles,
Brooks,	Lane,	Reeves,
Campau,	Loomis,	Watkins,
Enos,		10

The bill was then referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 2, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend section 36, of chapter 14, of title 3 of the revised statutes of 1846,

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all of said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bills:

A bill to confirm the name of Joseph Wegman.

A bill to change the name of Luther H. Preston and Uriah C. Preston.

A bill to change the name of Charles Albert Iggleden to Charles Albert Howard.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The several bills were referred to the committee on engrossment and enrollment.

SENATE CHAMBER,
Lansing, February 1, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to change the name of Boston, in Ionia county.

Also,

Joint resolution relative to binding the School Laws of the State.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. In which last vote the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of th Senate.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the same were ordered to take immediate effect.

The bill and joint resolution were then referred to the committee on engrossment and enrollment.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Gies offered the following:

Resolved, That the committee on judiciary be instructed to report to the House as soon as possible whether this House is to have the Governor's messages (to be printed in German and French) before the close of the Legislature or not.

Which was adopted.

Mr. Kelley gave notice that on some future day he would ask leave to introduce

A bill to enable citizens of this State to form themselves into legal associations for the purpose of assisting public officers against the criminal law of this State.

Mr. McKinley offered the following:

Resolved, That the judiciary committee examine and report whether in their opinion, under the constitution, Manitou county is not within the judicial district known as the Upper Peninsula; and whether said county is not within the same district for the purpose of electing a Senator to the State Legislature; and if in their opinion the said county belongs to the Upper Peninsula; that they report a bill providing for the holding of courts therein by the District Judge.

Which was adopted.

Mr. Reynolds gave notice that he would at some future day ask leave to introduce

A bill to amend section 2 of an act entitled an act relative to the costs of proceedings in criminal proceedings, approved March 13, 1849, the same being section 5,690 of the compiled laws of 1857.

Mr. McMahon offered the following:

Resolved, (the Senate concurring,) That the House will meet the Senate in joint convention, this Wednesday afternoon, at 4 o'clock P. M., in the hall of the House, to hear any communication from the Governor.

Which was adopted.

Mr. B. Brown gave notice that he would on some future day ask leave to introduce

A bill to amend chap. 117, sec. 3776, of compiled laws.

Mr. Woolnough moved that the bill to provide for the re-assessment and collection of the taxes in the township of Marshall, Calhoun Co., for the year 1856, be taken from the general order.

Which motion was adopted.

Mr. Woolnough, by unanimous consent, offered a substitute for the bill;

Which was read and adopted, and placed upon the order for third reading.

Mr. Ferris presented the following:

As the House is often called upon to print documents in Dutch, I give notice that on some future day I shall ask leave to introduce

A bill to change the name of Hans Van Slauterbugevonifterechtensuyderofftherwhachsteinbernahermeistermicht to Schmidt.

Mr. H. S. Buel offered the following:

Whereas, A large number of petitions from citizens of this State asking for the repeal of the present prohibitory liquor law, which petitions have been referred to the committee on State affairs, and for some cause said committee have neglected to report upon the same, and believing that it is the duty of said committee to treat respectfully all petitions referred to them; therefore

Resolved, That the said committee be and are hereby instructed to report on said petitions without delay.

On motion of Mr. Mussey,

The resolution was laid upon the table.

Mr. Mitchell gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled an act to incorporate the village of Constantine.

Mr. Allen, pursuant to previous notice, leave being granted, introduced

A joint resolution in relation to the improvement of navigation over the Sand Flats of the Muskegon river, which was read twice and referred to the committee on ways and means.

Mr. G. W. Brown, pursuant to previous notice, leave being granted, introduced

A bill to organize a new township from the towns of Napoleon, Columbia and Leoni, in Jackson county,

Which was read twice and referred to the committee on towns and counties.

Mr. Raymond, pursuant to previous notice, leave being granted, introduced,

A bill to amend section 8, chapter 12, compiled laws of the State of Michigan,

Which was read twice and referred to the committee on the judiciary.

Mr. Mussey asked and obtained unanimous consent to introduce

A bill confirming the sale of the Iron Mountain railroad,

Which was read twice and referred to the committee on banks and incorporations.

Mr. H. S. Buel, pursuant to previous notice, leave being granted, introduced

A bill to amend section 16, chapter 150 of the revised statutes of 1846, (compiled laws, vol. 2, section 5652.)

Which was read twice and referred to the committee on the judiciary.

Mr. Carr, in accordance with previous notice, leave being granted, introduced

A bill to authorize the supervisors of Midland county to build bridges across the Tittibawassee and Chippewa rivers, and making an appropriation therefor.

Which was read twice and referred to the committee on roads and bridges.

Mr. Pratt, in accordance with previous notice, leave being granted, introduced

A bill for ascertaining the amount of cereals annually produced in the State of Michigan;

Also,

A bill providing for the publication of the official statements of votes cast at the several elections in this State;

Also,

A bill to provide for the taking and preserving of local newspapers by county and town clerks.

All of which were read twice and referred to the committee on State affairs.

On motion of Mr. Driggs,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock, P. M.

House met, and was called to order by the Speaker *pro tem.*

Roll called; quorum present.

The House resumed the order of business under the head of

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. A. W. Buel, pursuant to notice given yesterday, moved to reconsider the vote upon

A bill for an act to amend compiler's section 1813, being section 15 of chapter 63 of the compiled laws.

The question recurring upon the passage of the bill,

The bill was passed, by yeas and nays, as follows:

YEAS.

Allen,	Mr. Enos,	Mr. Newton,	
Mr. Baldwin,	Fallass,	Perry,	
Beebe,	Fowler,	Perkins,	
Beers,	Frisbee,	Pratt,	
Brewster,	Gage,	Raymond,	
G. W. Brown,	Gies,	Reeves,	
Benj. Brown,	Gilluly,	Reynolds,	
S. F. Brown,	Gleasner,	Richards,	
A. W. Buel,	Goodwin,	Richardson,	
H. S. Buel,	Grace,	Robison,	
Bush,	Green,	Sessions,	
Carr,	Greenfield,	Sharpe,	
Carpenter,	Kelly,	Smith,	
Childs,	Kelsey,	Starkweather,	
Clark,	Kore,	E. H. Thomson,	
Campau,	Lane,	R. Thompson,	
Connor,	Loomis,	Wallace,	
Dalton,	McDermott,	Warner,	
Daniells,	McKinley,	Watkins,	
Davids,	Miles,	Wendell,	
Dickey,	Mussey,	Wilkerson,	
Driggs,	Mulholland,	Woolnough,	
Dunbar,	Newman,	Wixson,	69

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Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Miles offered the following:

Resolved, That the committee of the whole be discharged from the

further consideration of House joint resolution No. 9, and the same be placed on the order of third reading.

Which was adopted.

Mr. Reeves offered the following:

Whereas, There has been a great number of petitions from all parts of the State for the repeal of the prohibitory liquor law, and one or two bills for the repeal of the same law, and also a large number of petitions for the restoring the death penalty in cases of murder, which petitions and bills have been referred to the committee on State affairs, and they have failed to act on the same, therefore,

Resolved, That there be a special committee of three appointed to take said bills and petitions into consideration and to report on the same.

On motion of Mr. Grace,

The resolution was laid on the table.

Mr. Mussey moved that the committee of the whole be discharged from the further consideration of House bill No. 77, entitled

A bill to provide for the sale of property transported by Railroad companies, steam boats, or other carriers, when the consignee or other person owning the same refuses or neglects to pay legal charges and take the property.

Which was not adopted.

Mr. Campau offered the following:

Resolved, That 500 copies of the report of the committee on constitutional amendments, (respecting the time for which the Legislature should hold its sessions,) be printed in the French language, 500 in the German language, and 200 in the Holland language, for the use of this House.

Mr. Reynolds moved to amend by inserting "and in the Cherokee language."

Mr. McMahon moved to amend the amendment by inserting "and also in the Irish language."

On motion of Mr. Kore,

The whole subject was laid on the table.

Mr. Richardson gave notice that he should, on some future day, ask leave to introduce

A bill to appropriate certain non-resident highway taxes in the township of Arbella on a State road running through the same.

Mr. McMahon moved that the committee of the whole be discharged from the further consideration of joint resolution No. 8 for the relief of Alfred D. Sloan, and that the same be ordered engrossed for a third reading;

Which was adopted.

Mr. Woolnough offered the following:

Resolved, That the committee to whom was referred sundry petitions for the repeal of the law prohibiting the manufacture and sale of intoxicating liquors as a beverage, be respectfully requested to examine said law to see if some change can be made which shall more effectually accomplish the object of said act, namely, the suppression of pauperism and crime in our State.

Mr. Reeves moved to lay the resolution on the table;

Which was not adopted.

The question recurring on the adoption of the resolution, the same was adopted.

Mr. Carr gave notice that at some future day he would ask leave to introduce

A bill to lay out and build a State road from the village of Midland to the village of St. Charles.

Mr. Reynolds, by unanimous consent, introduced

A bill to amend section 5,690 of the compiled laws of 1857, relative to fees of witnesses in criminal cases;

Which was read twice and referred to the committee on State affairs.

Mr. A. W. Buel asked and obtained unanimous consent to introduce

A bill to amend an act entitled an act to authorize the formation of corporations for mining, smelting or manufacturing iron, copper, coal, silver or minerals, and for other manufacturing purposes, approved Feb. 5, 1853;

Also,

A bill to amend an act to confer certain powers upon mining companies, approved Feb. 13, 1855;

Which were read twice and referred to the committee on banks and incorporations.

Also,

A bill to amend section 2 of an act entitled an act to incorporate Monroe Chapter No. 1, of Royal Arch Masons of the city of Detroit, approved March 28, 1850;

Read twice and referred to the committee on judiciary.

Mr. A. W. Buel, from the special committee on amendments to the constitution, submitted the following report, which was read, and

On motion of Mr. E. H. Thompson,

Was ordered printed in the journal.

The following is the report:

The committee on constitutional amendments have had under consideration section 3, article 15, of the constitution of this State, with a view of recommending an amendment of the same, and respectfully report:

Said section in the constitution provides, that the officers and stockholders of every corporation or association for banking purposes, issuing bank notes or paper credits to circulate as money, shall be liable individually for all debts contracted, while they are such officers or stockholders. This provision is one which practically operates upon banking corporations with a degree of harshness and severity which is far beyond the bounds of reason and justice, and what was really intended by the constitutional convention. That body could hardly have intended to prevent altogether the concentration of capital or introduction of foreign capital for the establishment of banking institutions. It is practically almost a prohibition against such establishment. Also, they could not have intended an injustice to the stockholders; yet the provision in the constitution referred to, makes him who has $500 stock in a banking corporation, liable for all its debts, to the same extent as he who has $50,000 stock. Under such circumstances, capitalists, whether at home or from other States, have little or no encouragement for the concentration of capital, and its use in establishing banking institutions. Under the present state of things, we can look for the establishment of no new banking institutions, except those of small capital, which cannot answer the useful ends of such institutions, and will naturally be owned and controlled by a single or a few individuals, to subserve their own private purposes.

Your committee, for the want of time, are unable to present their views at length, but they earnestly recommend that the provision of the constitution be so amended as to provide (like the laws of the State of New York) that the officers and stock-holders of banking corporations shall be equally and ratably, to the extent of their respective shares of

stock, liable for the debts of such corporations, contracted during the time of their being such officers and stock-holders; and for such purpose your committee submit herewith a joint resolution, and recommend the passage of the same.

All of which is respectfully submitted..

ALEX. W. BUEL,
DEXTER MUSSEY,
JACOB FERRIS.

Mr. Miles and Mr. Wendell, from the same committee, gave notice of dissent from the above report.

The joint resolution was read twice, and

On motion of Mr. A. W. Buel,

Was laid upon the table, and ordered printed.

By unanimous consent, the Speaker *pro tem.* announced the following

MESSAGE FROM THE SENATE:

SENATE CHAMBER,
Lansing, February 2, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following concurrent resolution:

Resolved, (The Senate concurring) That the House will meet the Senate in joint convention this, Wednesday, afternoon, at 4 o'clock P. M. in the Hall of the House, to receive any communication from the Governor.

In the passage of which the Senate have concurred.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

On motion of Mr. Mussey,

House bill No. 77, entitled

A bill to provide for the sale of property transported by railroad companies, steamboat or other carriers, when the consignee or other person owning the same refuses or neglects to pay the legal charges and take the property,

Was made the special order for Thursday afternoon at three o'clock.

THIRD READING OF BILLS.

House bill, No. 46, entitled

A bill to regulate fire and fire marine insurance companies and their

agents, associations, partnerships and individuals doing fire and marine insurance business, not incorporated by the State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Newman,
	Baldwin,		Ferris,		Newton,
	Bancroft,		Fowler,		Perry,
	Beebe,		Gage,		Perkins,
	Beeson,		Gilluly,		Pratt,
	Brewster,		Glessner,		Raymond,
	Brooks,		Grace,		Richards,
	G. W. Brown,		Greenfield,		Richardson,
	S. F. Brown,		Kelley,		Sessions,
	A. W. Buel,		Kelsey,		Sharpe,
	Bush,		Kose,		E. H. Thomson,
	Carpenter,		Lane,		R. Thompson,
	Childs,		McMahon,		Warner,
	Campau,		McKinley,		Wendell,
	Dickey,		Mussey,		Woolnough,
	Dunbar,		Mulholland,		Wixson, 48

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Mr.	Benj. Brown,	Mr.	Felt,	Mr.	Phelps,
	H. S. Buel,		Frisbee,		Reynolds,
	Clark,		Gies,		Robison,
	Connor,		Goodwin,		Thomas,
	Daniells,		Green,		Wallace,
	Davids,		Loomis,		Wilkerson,
	Driggs,		Miles,		20

Mr. McMahon offered the following as a substitute for the title:

A bill to regulate fire, marine, life and health insurance companies, and their agents, associations, partnerships, and individuals doing fire, marine, life and health insurance business, not incorporated by the State of Michigan.

Which was adopted.

The title was then agreed to.

House bill No. 60, entitled

A bill to amend an act entitled an act to lay out a State road from Saginaw and Cheboygan,

Was read a third time.

Pending the vote,

Mr. Driggs moved that the bill be re-committed to the committee on roads and bridges.

Which was adopted.

House bill No. 47, entitled

A bill to amend the charter of the city of Detroit,

Was read a third time;

Pending the vote,

Mr. Daniells moved to recommit the bill to the committee on banks and incorporations, with instructions to strike out all after the enacting clause, and insert a provision making the expense of the recorder's court chargeable upon the city treasury;

Pending the discussion of the motion,

Mr. Childs offered the following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that body that the House are now ready to receive them in joint convention;

Which was adopted.

The Speaker *pro tem.* appointed Messrs. Childs and Wendell said committee.

After a short absence the committee returned and reported that they had discharged the duty assigned them, and that the honorable Senators would meet the House in joint convention immediately.

Soon thereafter the sergeant-at-arms announced the honorable Senators, who were conducted to seats provided for them.

PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by the Hon. Edmund B. Fairfield, President of the Senate and Lieutenant Governor.

The Secretary of the Senate called the roll of the Senate.

The Clerk of the House called the roll of the House.

A quorum of the members of the Senate and of the House of Representatives were present.

Representative McMahon moved that a committee of two be appointed to wait upon His Excellency the Governor, and respectfully inform him that both Houses have assembled in joint convention, and are ready to receive any communication he may desire to make.

Which motion was adopted.

Representative McMahon and Senator Canfield were appointed said committee.

The committee retired, and after a short absence returned, and reported that they had discharged the duty assigned them, and that his

Excellency, the Governor, would immediately communicate with the joint convention in writing.

The Sergeant-at-Arms of the House announced a message from the Governor.

The following message was received from the Governor, by his private secretary:

EXECUTIVE OFFICE,
Lansing, February 2, 1859.

To the Legislature, in Joint Convention:

I hereby nominate to the office of Adjutant General, Frederick W. Curtenius, of Kalamazoo, to fill the vacancy that will occur by the expiration of his present term of office, upon the 14th of the present month.

I also nominate John P. LeRoy to the office of Trustee of the Michigan Asylum for the deaf, dumb and blind, for the period of six years from the 14th of the present month, that being the day upon which his present term of office will expire.

I also nominate Luther H. Trask to the office of Trustee of the Michigan Asylum for the insane, to fill the place made vacant by the resignation of Charles T. Gorham.

I also nominate Jeremiah P. Woodbury, to the office of Trustee of the Michigan Asylum for the insane, to fill the place that will become vacant on the 14th of the present month, by the expiration of his present term of office.

M. WISNER.

Senator Canfield off eredthe following:

Resolved, That the joint convention do advise and consent to the nominations made by his Excellency, the Governor.

The nominations submitted by the Governor were confirmed by the following vote of Senators and Representatives respectively.

The Secretary of the Senate called the roll of the Senate and the members thereof voted as follows:

YEAS.

Mr. Barns,	Mr. Dickinson,	Mr. Pennoyer,
Backus,	Dudgeon,	Porter,
Birney,	Gorham,	Pond,
Brodhead,	Grosvenor,	Tower,
Brown,	Haydon,	Trowbridge,
Canfield,	Hoyt,	Tyler,

Carpenter,	Jones,	Warner,	
Conger,	Meacham	Welch,	
Crouse,	Mills,	Williams	
Davis,	Perry,	Yost,	39

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Mr. Muzzy, 1

The Clerk of the House called the roll of the House, and the members thereof voted as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Newman,
	Baldwin,		Felt,		Newton,
	Bancroft,		Ferris,		Perry,
	Beebe,		Fowler,		Perkins,
	Beeson,		Frisbee,		Phelps,
	Brewster,		Gage,		Pratt,
	Brooks,		Gies,		Raymond,
	G. W. Brown,		Gilluly,		Reynolds,
	Benj. Brown,		Glessner,		Richards,
	S. F. Brown,		Goodwin,		Richardson,
	A. W. Buel,		Grace,		Robison,
	H. S. Buel,		Green,		Sessions
	Bush,		Greenfield,		Sharpe,
	Carr,		Kelley,		Starkweather,
	Carpenter,		Kelsey,		Thomas,
	Childs,		Kore,		E. H. Thomson,
	Clark,		Lane,		R. Thompson,
	Campau,		Loomis,		Wallace,
	Connor,		McMahon,		Warner,
	Dalton,		McDermott,		Watkins,
	Daniells,		McKinley,		Wendell,
	Dickey,		Miles,		Wilkerson,
	Driggs,		Mitchell,		Woolnough,
	Dunbar,		Mussey,		Wixson,
	Enos,		Mulholland,		74

NAYS.

Mr. Reeves, Mr. Smith, 2

A majority of the joint convention voting in favor of the nominations made by the Governor, the same were declared confirmed.

On motion of Representative McMahon,

The joint convention adjourned *sine die*.

AARON B. TURNER,
Secretary of the Senate.

CHARLES V. DeLAND,
Clerk of the House of Representatives,
And jointly Secretary of the Joint Convention.

The Senators having retired,

The House resumed the order of business.

By unanimous consent, the calling of the roll was dispensed with.

The question before the House being upon the motion to re-commit the bill "to amend the charter of the city of Detroit" to the committee on banks and incorporations, with instructions,

Mr. E. H. Thomson demanded the previous question;

Which demand was seconded, and the main question was ordered.

Mr. E. H. Thomson called for the yeas and nays;

The called was seconded.

The motion to re-commit was not adopted, by the following vote:

YEAS.

Mr. Beebe,	Mr. Ferris,	Mr. Reynolds,	
Brewster,	Fowler,	Richards,	
Brooks,	Gage,	Robison,	
G. W. Brown,	Gilluly,	Sessions,	
Benj. Brown,	Goodwin,	R. Thompson,	
S. F. Brown,	McMahon,	Wallace,	
Childs,	Miles,	Watkins,	
Daniells,	Mulholland,	Wilkerson,	
Enos,	Newman,	Woolnough,	
Fallass,	Newton,	Wixson,	30

NAYS.

Mr. Allen,	Mr. Dunbar,	Mr. McKinley,	
Baldwin,	Felt,	Mitchell,	
Bancroft,	Frisbee,	Perkins,	
Beeson,	Gies,	Phelps,	
A. W. Buel,	Glessner,	Pratt,	
H. S. Buel,	Grace,	Raymond,	
Bush,	Green,	Reeves,	
Carr,	Greenfield,	Richardson,	
Carpenter,	Kelley,	Sharpe,	
Clark,	Kelsey,	Smith,	
Campau,	Kore,	Starkweather	
Connor,	Lane,	E. H. Thomson,	
Davids,	Loomis,	Warner,	
Dickey,	McDermott,	Wendell,	
Driggs,			43

Pending the announcement of the vote,

Mr. Reynolds moved that Mr. Carr be excused from voting;

Which did not prevail.

Mr. Bancroft moved that Mr. Ferris be excused from voting;

Which did not prevail.

The question recurring upon the passage of the bill,

Mr. G. W. Brown moved to strike out all after the enacting clause.

The Speaker *pro tem.* decided the motion out of order as it was not a privileged motion.

Mr. Woolnough moved that the bill be indefinitely postponed.

Pending which,

Mr. McMahon moved a call of the House.

The Clerk called the roll.

Absent at the roll call, Messrs. Beers, Bushnell, Dalton, Monroe Mussey, Warner and the Speaker.

Mr. Goodwin moved that all further proceedings under the call be dispensed with;

Which was not adopted.

On motion of Mr. E. H. Thomson,

The Sergeant-at-Arms was dispatched after the absentees.

Mr. Loomis moved that all further proceedings under the call be dispensed with;

Which was not adopted.

Mr. Smith offered the following:

Resolved, That the members of the House have leave to select partners for a cotillon, until the Sergeant-at-Arms produce the absent members, to the tune of Yankee Doodle, whistled by the Speaker;

Which was decided out of order.

Mr. Childs moved that Mr. Warner be permitted to render an excuse for his absence.

Mr. Woolnough moved that the House adjourn;

Mr. E. H. Thomson called for the yeas and nays,

Which call was sustained;

And the motion to adjourn was not adopted, by the following vote:

YEAS.

Mr.	Carr,	Mr.	Perkins,	Mr.	R. Thompson,
	Felt,		Phelps,		Wallace,
	Fowler,		Robison,		Wilkerson,
	Greenfield,		Sessions,		Woolnough,
	Mulholland,		Starkweather,		Wixson,
	Perry,		Thomas,		17

NAYS.

Mr.	Allen,	Mr.	Davids,	Mr.	McMahon,
	Baldwin,		Dickey,		McDermott,

Bancroft,	Dunbar,	McKinley,
Beeson,	Enos,	Miles,
Brewster,	Ferris,	Mitchell,
Brooks,	Frisbee,	Newman,
G. W. Brown,	Gage,	Newton,
Benj. Brown,	Geis,	Pratt,
S. F. Brown,	Gilluly,	Raymond,
H. S. Buel,	Gleasner,	Reynolds,
A. W. Buel,	Goodwin,	Richards,
Bush,	Grace,	Richardson,
Carpenter,	Green,	Sharpe,
Childs,	Kelley,	Smith,
Clark,	Kelsey,	E. H. Thomson,
Campau,	Kore,	Warner,
Connor,	Lane,	Watkins,
Daniells,	Loomis,	53

Mr. Perry moved that all further proceedings under the call be dispensed with;

On which he called the yeas and nays.

The yeas and nays were ordered.

Mr. McMahon moved to lay the motion on the table.

Mr. Daniells moved that the House adjourn.

Mr. E. H. Thomson asked for the yeas and nays, which were ordered.

The motion to adjourn was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Carr,	Mr. Greenfield,	Mr. Sharpe,
Carpenter,	Kore,	Smith,
Daniells,	Lane,	Starkweather,
Enos,	Mulholland,	Thomas,
Felt,	Perry,	Wallace,
Fowler,	Phelps,	Wilkerson,
Gage,	Reeves,	Woolnough,
Gleasner,	Robison,	Wixson,
Green,	Sessions,	26

NAYS.

Mr. Allen,	Mr. Campau,	Mr. McDermott,
Baldwin,	Connor,	McKinley,
Bancroft,	Daton,	Miles,
Beebe,	Davids,	Newman,
Beeson,	Dickey,	Newton,
Brewster,	Driggs,	Perkins,
Brooks,	Dunbar,	Pratt,
G. W. Brown,	Ferris,	Raymond,
Benj. Brown,	Frisbee,	Reynolds,

S. F. Brown,	Gies,	Richards,	
A. W. Buel.	Gilluly,	Richardson,	
H. S. Buel,	Grace,	E. H. Thomson,	
Bush,	Kelley,	R. Thompson,	
Childs,	Loomis,	Watkins,	
Clark,	McMahon,	Wendell,	45

The question recurring upon the motion to lay upon the table, the motion that all further proceedings under the call be dispensed with, the same was not adopted.

The original motion was not adopted by the following vote :

YEAS.

Mr.	Beebe,	Mr.	Gage,	Mr.	Reynolds,
	G. W. Brown,		Gilluly,		Robison,
	S. F. Brown,		Gleasner,		Sessions,
	Dalton,		Kelsey,		Sharpe,
	Dickey,		Kore,		Smith,
	Driggs,		Lane,		Starkweather,
	Enos,		Miles,		R. Thompson,
	Fallass,		Mitchell,		Wallace,
	Felt,		Newton,		Wilkerson,
	Ferris,		Perry,		Woolnough,
	Fowler,		Phelps,		Wixson, 33

NAYS.

Mr.	Allen,	Mr.	Campau,	Mr.	McDermott,
	Baldwin,		Connor,		McKinley,
	Bancroft,		Daniells,		Mulholland,
	Beeson,		Davids,		Newman,
	Brewster,		Dunbar,		Pratt,
	Benj. Brown,		Gies,		Raymond,
	A. W. Buel,		Goodwin,		Richards,
	H. S. Buel,		Grace,		Richardson,
	Bush,		Green,		Thomas,
	Carr,		Greenfield,		E. H. Thomson,
	Carpenter,		Kelley,		Warner,
	Childs,		Loomis,		Watkins,
	Clark,		McMahon,		Wendell, 39

Mr. Childs renewed his motion that Mr. Warner be permitted to render an excuse for his absence;

Which was adopted.

Mr. Warner rendered an excuse,

Which was accepted by the House.

Mr. McDermott offered the following:

Whereas, The Assistant Sergeant-at-Arms has repeatedly opened

the door of this House in direct contravention to the orders of the Speaker and the rules of this House; therefore

Resolved, That the said Assistant Sergeant-at-Arms be cited before this House for trial for insubordination.

Mr. Daniells moved that the House adjourn.

On which motion the yeas and nays were called, and the call being seconded,

The House voted to adjourn by yeas and nays as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Robison,
	Baldwin,		Gage,		Sessions,
	Beebe,		Green,		Sharpe,
	Brewster,		Greenfield,		Smith,
	G. W. Brown,		Kelley,		Thomas,
	S. F. Brown,		Kelsey,		R. Thompson,
	Carr,		Kore,		Wallace,
	Daniells,		Miles,		Warner,
	Driggs,		Mulholland,		Watkins,
	Dunbar,		Newman,		Wilkerson,
	Enos,		Perry,		Woolnough,
	Fallass,		Phelps,		Wyman,
	Felt,		Pratt,		38

NAYS.

Mr.	Bancroft,	Mr.	Davids,	Mr.	[illegible]
	Besson,		Dickey,		[illegible]
	Benj. Brown,		Fowler,		[illegible]
	A. W. Buel,		Frisbee,		[illegible]
	H. S. Buel,		Gies,		[illegible]
	Bush,		Gilluly,		[illegible]
	Carpenter,		Gleasner,		[illegible]
	Childs,		Goodwin,		[illegible]
	Clark,		Grace,		[illegible]
	Campau,		Lane,		[illegible]
	Connor,		Loomis,		[illegible]
	Dalton,		McMahon,		[illegible] 36

And the House was declared adjourned till 10 o'clock to-morrow morning.

Lansing, Thursday, February 3, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Abbott.

Roll called: quorum present.

Absent at the roll call, Messrs. Bushnell, Daniells, Felt, Gilluly and Starkweather.

Mr. Bancroft asked and obtained leave of absence for Mr. Bushnell, for an indefinite period of time.

Mr. Phelps asked and obtained leave of absence for Mr. Felt, on account of sickness.

Mr. Loomis asked and obtained leave of absence for Mr. Daniells, on account of sickness.

Mr. E. H. Thompson rose to a question of privilege, and presented the following paper, which was read:

Mr. SPEAKER:—I rise to a privileged question—one that deeply concerns the honor and integrity of this House, and the people of the State—a question, on the truth or falsity of which, alone can be sustained our good name among the brotherhood of States, and our reputation as legislators preserved unimpaired. I notice in the columns of the Detroit *Advertiser*, under date of Feb. 2, 1859, and purporting to emanate from its "Lansing Correspondent," the following communication:

"LANSING, Jan. 31, 1859.

"The readers of the *Advertiser* are aware that a bill is before the Legislature releasing the various railroad companies, amongst whom the lands granted by Congress were distributed, from their obligation to complete twenty miles of their several roads before receiving any portion of them, and also releasing them from the specific tax imposed upon them by the act making the distribution. The bill to which I refer, besides exempting their roads from all taxation, gives them one hundred and twenty sections before commencing work, and another one hundred and twenty upon the completion of every subsequent twenty miles. As the law now stands, they are entitled to only sixty sections for every twenty miles completed until the whole length of the several roads shall be finished. It will readily be seen that the companies in question have a very direct interest in the passage of such a bill, and that it confers upon them additional privileges of great value, or rather, that it releases them from obligations for which they could afford to pay well. Some of these companies—one of them, at least—seem to entertain a proper estimate of the value of privileges granted, or obligations cancelled. Before giving the facts upon which this opinion is founded, I will give an extract from the provisions of the railroad land

grant act of 1857. See section 17 of act 126 of the session laws of 1857, page 350:

"'Said railroad shall not issue any railroad shares in the capital stock thereof, as fully paid stock, until the same shall have been thus paid in cash, or its equivalent, dollar for dollar; and should any officer of any of said companies issue any such shares, knowing the same to be in violation of the provisions of this section, upon conviction, such officer shall be deemed guilty of a misdemeanor, and shall be fined in any sum not over ten thousand dollars, and be imprisoned in the State prison for any length of time not more than ten years,' &c.

"Now I have the best reason—nothing less than the evidence of my own senses—for believing that one of these companies *have* thus issued certificates of stock, and not for the purchase of property, materials and equipments for said roads. About the time the railroad land grant bill was under discussion in the House last week, a certificate for *ne thousand dollars* was enclosed to a prominent member of the House through the post-office. He had given no consideration of any kind for it, and it was undoubtedly sent to him as a *bribe* to support or at least not to oppose said bill. On the same day another individual here received through the post-offie a certificate of the same kind and from the same source, with the view to allay the opposition of the paper with which he is connected; at least, such is the supposition, as he had sold the company no materials, and was not their creditor in any respect.

"These are the only two instances that have come to my knowledge of an attempt to make friends or buy up enemies. But there is no reason to doubt that other members of the Legislature have been approached in this same corrupt way. It is hardly probable that the company in question would content itself with the offer of a bribe to a single member. But whether the others will reveal the insulting proposition, and spurn the bribe as this one did, remains to be seen. The Legislature owe it to its own character and dignity, as well as to that of members who have had these criminal advances made to them, and to the public generally, that this whole subject have a searching, thorough investigation.

"If the same dishonorable, corrupt, and demoralising game has been begun here, that has brought such disgrace upon Wisconsin, and covered with such infamy all those *voluntarily* connected with it, the facts

should be known and the Legislature should purge itself, and save the State from such damning reproach."

I therefore offer the following resolution:

Resolved, That a special committee of five members of the House be appointed by the Speaker, with power to send for persons and papers, for the purpose of investigating the charges made by the Lansing correspondent of the Detroit *Advertiser*, as set forth in his communication for that paper, dated Lansing, January 31, 1859, against the honor and integrity of the members of this House, and with the view of purging this body from the charge of bribery and corruption.

E. H. THOMSON.

Mr. Loomis offered the following, to stand as a substitute for the original resolution:

Resolved, That a special committee to consist of five members be appointed by the Speaker *pro tem.*, with power to send for persons and papers to investigate fully and report to this House the condition of the several railroads or railroad companies which have accepted the terms of the act disposing of certain grants of land made to the State of Michigan for railroad purposes, approved February 14, 1857, to ascertain whether there has been a full compliance with the provisions of that act, as also with the provisions of the act under which said railroads or railroad companies were incorporated, being chapter 67, vol. 1 of the compiled laws of the State of Michigan. Also to inquire into and report at as early a day as possible in reference to the truth of all charges and rumors of bribery and corruption made against each or any of said companies.

Which was accepted and adopted.

The Speaker *pro tem.* appointed Messrs. E. H. Thomson, Loomis, Mitchell, Wendell and Monroe, said committee.

Mr. Loomis raised the inquiry if any person appointed was interested in any of the said companies.

Mr. E. H. Thomson asked to be excused, as he was President of the Marquette and Ontonagon railroad company in the Upper Peninsula.

By a vote of the House, Mr. E. H. Thomson was excused.

Mr. Perry inquired if Mr. Loomis was interested in some company.

Mr. Loomis replied that he was not.

Mr. Woolnough moved that Mr. McMahon be appointed to fill the vacancy in the committee.

The Speaker *pro tem.* appointed Mr. McMahon a member of the committee in place of Mr. E. H. Thomson.

Mr. G. W. Brown moved that Mr. Monroe be excused from acting as a member of the committee;

Which was adopted.

The Speaker *pro tem.* appointed Mr. Woolnough in place of Mr. Monroe.

PETITIONS PRESENTED.

By Mr. E. H. Thomson: memorial of Wm. M. Fenton, Wm. Hamilton, H. M. Henderson and A. B. Witherbee, praying for an alteration of the lien laws, whereby mechanics may hold articles of their own manufacture as security for the purchase price;

Referred to the committee on the judiciary.

By Mr. Bush: petition of Martin Melvin and 30 others, citizens of Livingston county, praying for the repeal of an act approved Feb. 17, 1857, entitled an act in relation to vacancies in county offices filled by appointment by the Governor;

Also,

Petition of F. G. Rose, Daniel Wright and 51 others, citizens of Livingston county, for the same purpose;

Referred to the committee on State affairs.

By Mr. G. W. Brown: remonstrance of Alvinzie Hunt, A. W. Ingraham and 75 others, citizens of the town of Napoleon, against the organization of a new township out of the towns of Napoleon, Leoni and Columbia, in Jackson county;

Referred to the committee on towns and counties.

By Mr. Miles: petition of J. W. Robinson, T. A. Granger and 94 others, citizens of Paw Paw, praying that wine and beer be included in the prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. McMahon: remonstrance of D. Henning, Orange Webster, J. C. Watts, J. Peek, R. G. Depuy, Thos. Earl, G. T. Mann and Wm. Kearns, and 242 others, against the passage of any law depriving them of the privilege of voting directly for School Director, Moderator and Assessor, thereby remonstrating against the passage of Senate bill No. 47, providing for the election of school district officers of the city of Ann Arbor;

Also,

Three petitions from the same persons and 180 others, praying for the passage of Senate bill No. 47, providing for the election of school district officers of the city of Ann Arbor;

Which were laid on the table.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

Your committee, to whom was referred

Joint resolution to authorize the Governor to issue a patent of certain lands to George H. Richards, of Buchanan,

Respectfully report, that they have had the same under consideration, and believe the passage thereof to be just and equitable, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted, and the committee discharged.

On motion of Mr. McMahon,

The joint resolution was placed on the order for third reading.

By the committee on State affairs:

Your committee, to whom was referred

A bill to revise the charter of the city of Ypsilanti,

Respectfully report that they have had the same under consideration, and recommend the same be amended by striking out of line four (4,) of section 125, the word "supreme," and insert in lieu thereof the word "circuit."

Strike out of line 2, section 126, the word "supreme," and insert in lieu thereof the word "circuit."

Amend section 129, line 1, in like manner.

Also, same amendment in section 129, line 1.

Also, same amendment in section 130, line 2.

Also, same amendment in section 131, line 2.

And so amended, recommend the bill do pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Mr. McMahon moved that the amendments be concurred in;

Which was adopted.

On motion of Mr. McMahon,

The bill was placed on the order for third reading.

Mr. McMahon moved that the rules be suspended and that the bill be placed on its final passage;

Which was adopted.

The bill being

A bill to revise the charter of the city of Ypsilanti,

Was read a third time, and passed, a majority all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Newton,
Baldwin,	Gage,	Perry,
Bancroft,	Gies,	Perkins,
Beers,	Gleasner,	Pratt,
Besson,	Goodwin,	Reeves,
Brewster,	Grace,	Richards,
G. W. Brown,	Kelley,	Richardson,
Benj. Brown,	Kelsey,	Robison,
S. F. Brown,	Kore,	Sessions,
A. W. Buel,	Lane,	Sharpe,
Bush,	Loomis,	Smith,
Carpenter,	McMahon,	Thomas,
Childs,	McDermott,	E. H. Thomson,
Clark,	McKinley,	R. Thompson,
Campau,	Miles,	Wallace,
Connor,	Mitchell,	Warner,
Davids,	Monroe,	Watkins,
Dickey,	Mussey,	Wendell,
Dunbar,	Mulholland,	Wilkerson,
Enos,	Newman,	Wooluough,
Ferris,		61

NAYS 0

Title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

By the committee on state affairs:

The committee on State affairs to whom was referred the petition of A. J. King and 30 others;

Of Edward Kawson and 61 others;

Of Oliver Ladue and others;

Praying for the enactment of a law providing for a proper system of drainage,

Report that they have had the same under consideration, and have reported to the House a bill fully providing for and granting the

prayer of the petitioners, ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

By the committee on State Affairs:

Your committee to whom was referred sundry petitions praying for the passage of a law prohibiting the manufacture and sale of intoxicating liquors to be used as a beverage, respectfully report, that the committee on judiciary have reported a bill to this House, which is now pending, in compliance with and granting the prayer of the petitioners, therefore your committee ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

By the committee on State Affairs :

Your committee to whom was referred

A bill to increase the pay of supervisors,

Respectfully report that they have had the same under consideration, and are of the opinion that said bill should not pass, and recommend that the further consideration thereof be indefinitely postponed, and ask to be discharged from the further investigation of the subject.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

Mr. S. F. Brown moved that the bill be indefinitely postponed;

Which motion prevailed.

By the committee on State affairs:

The committee on State affairs to whom was referred

A bill to repeal act No. 17, of the session laws of 1855, entitled an act to prevent the sale and manufacture of spirituous and intoxicating liquors as a beverage, approved Feb. 3, 1855,

Respectfully report that they have had the same under consideration, and instructed me to report the same back to the House without amendment, recommend that it do not pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order and ordered printed.

By the judiciary committee:

The committee of the judiciary, to whom was referred

Senate bill No. 9, entitled

A bill to amend an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, approved Jan. 29, 1858,

Have had the same under consideration, and herewith respectfully report said bill back to the House with an amendment to the 17 line by adding "and Muskegon," in which the concurrence of the House is requested, recommending its passage, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

Mr. Mussey moved that the House concur in the amendment reported by the committee.

Mr. Dalton moved to lay the motion on the table,

Which did not prevail.

The amendment was then concurred in.

Mr. Carr moved to amend by inserting in line 17, after the word "Genesee," the word "Saginaw."

Which was not adopted.

Mr. Wendell moved to amend, by inserting in line 9, section 1, the word "Emmett;" also, by striking out of line 21 the words "Emmett and Charlevoix;"

Which was adopted.

Mr. Warner moved to amend, by striking out the word "Manitou," in section 1, line 17;

Which was adopted.

Mr. Carr moved to amend, by striking out in line 26, section 1, the word "Saginaw;"

Which was not adopted.

The bill was then ordered engrossed for a third reading.

By the judiciary committee:

The committee of the judiciary to whom was referred Senate bill,

A bill to repeal an act to limit the amount of money to be raised by an act entiled an act to incorporate the village of Hudson, approved Jan. 28, 1858, approved Feb. 10, 1857;

Also,

A bill regulating the amount of mony to be raised in the village of

Hudson, also providing for an annual report from the president, recorder and justices, and conferring certain rights on the president of said village;

Also,

A bill to amend section 23, of chapter 40 of the compiled laws, relative to the support of poor persons by the public;

Also,

A bill to to legalize the act of the board of supervisors of Ionia county, incorporating the village of Lyons;

Also,

A bill to amend section 2,114 of chapter 72 of the compiled laws, relating to the incorporation of villages;

Report that they have had the same under consideration, and herewith respectfully report them all back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

The several bills we placed on the order for third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to amend an act entitled an act for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853, and an act amendatory thereto, approved Feb. 12, 1855 and an act amendatory thereto, approved Feb. 4, 1858,

Have had the same under consideration, and report back herewith a substitute for said bill, recommend its passage, and ask to be discharged from the further consideration of the subject.

The same committee, to whom was referred

A bill to amend section 16, chapter 150 of the revised statutes of 1846, (compiled laws, vol. 2, section 5,652,)

Have had the same under consideration, and respectfully report it back to the House without recommendation, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

The substitute to the first named bill was adopted.

The bill was then referred to the committee of the whole placed on the general order and ordered printed.

The second named bill was referred to the committee of the whole, placed on the general order and ordered printed.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to punish for fraudulently embezzling, concealing or removing good and chattels under chattel mortgages;

Also,

Joint resolution for the relief of Alexander Furbush;

Have had the same under consideration, and would respectfully report them back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

The first named bill was referred to the committee of the whole placed on the general order and ordered printed.

The joint resolution,

On motion of Mr. McMahon,

Was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill appropriating certain highway taxes for improvement of a State road in Van Buren County,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. Childs,

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out, establishing and constructing a certain State road in the counties of Tuscola and Saginaw;

Also, petition of citizens of East Saginaw praying for the same,

Would respectfully report that they have had the same under consideration, and a majority of said committee have instructed their chairman to report the same back to the House and recommend that said

bill do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

Mr. Sessions, from the committee on education and the committee on agriculture and manufactures, acting as a joint committee in relation to the Agricultural College, submitted a report, which,

On motion of Mr. E. H. Thomson,

Was ordered printed on the journal.

The following is the report:

The joint committee on education and agriculture, to whom was referred so much of the Governor's Message as relates to the State Agricultural College, beg leave to report, that in the consideration of this subject they have found but one difficulty to encounter, and that is the confining the necessities of the institution within the present means of the State.

In view of the very general reproach that is heaped upon our present State Constitution, it is gratifying to know that the framers of that instrument were able to comprehend the wants of the State in one particular; that they were able then to see that the security, the wealth, and the honor of the State depended upon the education of the men that were to cultivate the soil; that they comprehend the great fact that labor, in order to be both pleasure and profitable, must be guided by intelligence. And it was in order that the State might be able to provide, so soon as her Legislature should deem it practicable, a place where her young men, whether the children of the rich or the poor could go and by the aid of their own labor, depending upon their own efforts, acquire that knowledge that would enable them to make the best possible use of their labor and their means; that knowledge that would place them beyond and above the necessity of constant toil and drudgery for a meagre, frugal sup-

port, and as a consequence of this, place them in a position where, like men engaged in the learned professions, they could devote some portion of their time to the cultivation of the mind.

In accordance with the provisions of the Constitution referred to, the Legislature of 1855 made provisions for the establishment of an Agricultural College. It is not at all surprising when we consider that this was the first institution of the kind established in America, that it was, in every light in which it could be viewed, an experiment, wholly new and untried in this country, and forced upon the Legislature by the necessity of the times and to be provided for during the hurry of a forty days' session, that the project was not very thoroughly matured, and consequently that in some respects the hopes of its most sanguine friends have not been fully realized. Some of the errors committed in the outset it is now too late to remedy, yet the institution will be to some extent affected by them for years to come. But it is only necessary to call this to mind in order to avoid, if possible, similar errors in the future.

The institution has been in successful operation now nearly two years, and so far as the limited time it has had will warrant us in forming conclusions, we arrive at the following result:

1. A large majority of the young that desire the benefits of the school are the children of parents in ordinary circumstances, and generally those that would be limited to a defective common school education if they could not gain admission to the Agricultural College.

2. There are no immoral or vicious associations surrounding or associated with the College.

3. All boys that go there must move upon a common level. The son of the rich man must put aside his broadcloth, array himself in his working garb, and meet upon equal terms the poorest boy in the institution, while the poorest boy there is equal to the son of your Governor.

4. The idea that it is degrading to labor, or that it is dishonorable to do anything that it is proper and necessary to do, finds no place there. It is not inculcated, neither is it tolerated. The boys themselves soon learn to respect and value each other in proportion as each shall discharge his whole duty and the reverse.

5. It is found that the labor of the students is performed cheerfully and with a will; does not retard the progress of the scholar; that, on the other hand, it adds vigor to the constitution, energy to the mind, health, independence and manliness to the body.

That while the students at other colleges become pale, sickly and diseased in body and mind, and are frequently compelled to leave for want of health, here the result is reversed, and those that enter feeble and sickly become rugged and healthy. In short, we believe the limited experience we have already had is sufficient to indicate the great results that may be expected to flow from the system of combining labor with study upon equal terms.

It seems to have been a part of the plan of the projectors of this Institution that a model farm should be connected with the college, and become part and parcel of the Institution.

But the condition of the land selected for the farm precludes the possibility of any such result for some years at least. In the first place, the forest must be cleared away, and then it will require the slow process of years of labor and decay before it can, by any ordinary or profitable means, be converted into a model farm.

The most that is needed now is suitable buildings and accommodations for the numerous students that are constantly applying for admission from all parts of the State. These the State is abundantly able to furnish, and the tax that would be required for that purpose would scarcely be felt were it not for the demands of our Asylums that have been too long neglected, and are yet unfinished, and the payment of the interest and principal of our State debt.

If the bill now waiting the action of the Senate of the United States shall become a law, it will provide a liberal endowment on our college that will, so soon as the lands can be sold, place it on a footing equal if not superior to the University. Meantime it must receive such support as the enlightenened and liberal Representatives of the people of Michigan shall give it. The honor of the State requires that the experiment should be fairly tried, as much as it requires the payment of our State debt. If successful, as we trust it must be, it will pay back into your treasury, in dollars and cents, all, and more than all, it takes from it, in the increased wealth of the State; while it will pay back in the increased intelligence and noble manhood of her people an amount that it is impossible now to estimate.

It is due to the people of this State, who expect and desire it, that this thing should be fairly tried. It is due to the people of other States that are following our lead in this matter, and who will take courage or despair in the proportion that we falter or progress.

In view, then, of the reasons hastily presented here, and numerous others that your committee have not time to present, we respectfully recommend that a sum be appropriated for the purpose of increasing the accommodations on the farm for additional students, and also to provide for the successful operation of the school and farm for the next two years. The sum we recommend is small compared with the needs of the institution, much smaller than your committee would probably recommend were it not for the pressing claims of other institutions absolutety needed and already referred to.

For the purpose of carrying into effect the views of the committee upon this subject, they have instructed me to present a bill.

All of which is respectfully submitted.

ALONZO SESSIONS, *Chairman.*

The report was accepted, and the committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on state affairs :

The committee on state affairs have instructed me to report the following bill :

A bill to incorporate the Collegiate Institute of the city of Flint.

They recommend its passage, and ask leave to be discharged from the further consideration of the same. For committee on state affairs.

E. H. THOMSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to amend section 2 of an act entitled an act to incorporate Monroe Chapter No. 1, of Royal Arch Masons of the city of Detroit, approved March 28, 1850;

Would respectfully report that they have had the same under consideration, and report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

By direction of the committee.

ALEX. W. BUEL.

Report accepted and the committee discharged.

On motion of Mr. McMahon,

The rules were suspended, and the bill was placed on its final passage.

The bill was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Mussey,
Baldwin,	Fallass,	Newman,
Bancroft,	Ferris,	Newton,
Beebe,	Frisbee,	Perry,
Beers,	Gage,	Perkins,
Beeson,	Gies,	Phelps,
Brooks,	Gilluly,	Pratt,
G. W. Brown,	Goodwin,	Richards,

Benj. Brown,	Grace,	Richardson,	
S. F. Brown,	Greenfield,	Robison,	
A. W. Buel,	Kelley,	Sharpe,	
H. S. Buel,	Kelsey,	Smith,	
Childs,	Lane,	E. H. Thomson,	
Campau,	Loomis,	R. Thompson,	
Connor,	McMahon,	Warner,	
Dalton,	McDermott,	Watkins,	
Davids,	McKinley,	Wendell,	
Dickey,	Miles,	Wilkerson,	
Driggs,	Mitchell,	Woolnough,	57

NAYS.

Mr. Sessions, 1

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the judiciary committee:

The committee on the judiciary, to whom was referred

The petition of A. R. L. Covert and others, for relief as therein prayed,

Have had the same under consideration and respectfully report thereon by bill herewith submitted, entitled "a bill to abolish the fees of clerks in the supreme court," and recommend its passage, and they also report back the said petition and ask to be discharged from the further consideration thereof.

All of which is respectfully submitted.

By direction of the committee,

ALEX. W. BUEL.

Report accepted and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order and ordered printed.

Mr. E. H. Thomson, by unanimous consent, offered the following:

Resolved, That the committee of the whole on the general order be discharged from the further consideration of House bills No. 30 and No. 57, being the appropriation bills for the support of the Asylum for the Insane, and Deaf, Dumb and Blind, and that they be severally made the special order of this House for Monday next, at 11 o'clock;

Which was adopted.

Mr. Mitchell offered the following:

Resolved, That the Auditor General and State Treasurer be requested to report, at their earliest convenience, to this House, a detailed and specific statement respecting the disposition of the 500,000 acres of internal improvement lands, and whether there is yet any of said lands unappropriated; warrants outstanding, or moneys in the treasury credited to that fund, unappropriated.

Which was adopted.

Mr. Reynolds offered the following:

Resolved, That hereafter the daily sessions of this House shall commence at nine o'clock A. M., until otherwise ordered.

On motion of Mr. E. H. Thomson,

The resolution was laid on the table.

On motion of Mr. Woolnough,

The House took a recess until two o'clock.

—

AFTERNOON SESSION.

2 o'clock, P. M.

House met pursuant to adjournment, and was called to order by the Speaker, *pro tem.*

Rolled called: quorum present.

The House resumed the order of business under the head of

REPORTS OF STANDING COMMITTEES.

By the judiciary committee:

The committee on the judiciary, to whom was referred the

Bill to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14, 1853,

Have had the same under consideration, and would respectfully report it back to the House without a recommendation, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Driggs,

The bill was laid on the table.

By the committee on State prison:

The committee on State prison, to whom was referred

A bill making an appropriation for building 160 cells in the State prison, and for other purposes,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report the bill back to the House without amendment, recommend that it do pass, and ask to be discharged from its further consideration.

W. F. GOODWIN, *Chairman.*

Report accepted and the committee discharged.

The bill was referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred the resolution relative to the propriety of reducing the salary of the Superintendent of the St. Mary's Falls Ship Canal, and of limiting the number of officers to be employed thereon, respectfully report, that they have had the same under consideration, and after due deliberation upon the subject, have instructed their chairman to report that they deem it inexpedient to limit the number of such officers; but your committee would further report, that they can see no good reason why said Superintendent should receive a larger salary than that received by the Governor, or other State officers, or why such salary should be equal to that of the Judges of the Circuit Court, whose duties, in the opinion of your committee. are far more arduous, and attended with much greater expense than that incurred by the Superintendent of said Canal, therefore would respectfully ask leave to introduce

A bill to so amend section 1 of an act entitled an act to provide for the collection of tolls, and for the care, charge and operating of the St. Mary's Ship Canal, as to limit the salary of the superintendent thereof to one thousand dollars,

And ask to be discharged from the further consideration of the subject.

S. R. KELSEY, *Chairman.*

Report accepted and committee discharged.

The bill was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the city of Niles;

Also, Senate bill No. 100, being

A bill to authorize Otto Thies to build a dam across Carp river, Lee-lanaw county,

Would respectfully report that they have had the same under consideration and have instructed their chairman to report the same back to the House without amendment, recommend their passage, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. W. Buel,

The first named bill was ordered engrossed for a third reading;

The second named bill was placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act entitled an act to incorporate the members of the Detroit Young Men's Society,

Would report that they have had the same under consideration, and have instructed me to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

For the committee,

GEO. W. ALLEN.

The report was accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to change the name of the village of Boston, in Ionia county;

A bill to confirm the name of Joseph Wegman.

A bill to change the name of Luther H. Preston and Uriah C. Preston.

A bill to change the name of Charles Albert Igglesden to Charles Albert Howard.

A bill to change the name of Eulalia Hardy.

A bill to amend sections 720, 724, 728, 729, 741, 746 and 778, of chapter 16, of the compiled laws of 1857, said chapter being an act entitled "an act to provide for organizing an active militia and for other purposes," approved May 18, 1847.

Also,

Joint resolution relative to binding the School Laws of the State.

E. PERRY, *Chairman.*

Report accepted.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Ferris offered the following:

Resolved, That 500 copies of the report of the committee on Education and Agriculture, respecting the condition, prospects and necessities of the Agricultural College, made this forenoon, be ordered printed for the use of the House.

Which was adopted.

Mr. A. W. Buel moved that the rules be suspended, and that the bill entitled

A bill to incorporate the city of Niles,

Be placed on its final passage.

Which motion was adopted.

The bill was then read the third time by its title, and passed, a majority of all the members elect voting for the same, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perry,
Baldwin,	Frisbee,	Phelps,
Bancroft,	Gage,	Pratt,
Beebe,	Gies,	Raymond,
Beers,	Gullily,	Reeves,
Beeson,	Gleesner,	Richards,
Brewster,	Goodwin,	Richardson,
G. W. Brown,	Grace,	Robison,
S. F. Brown,	Green,	Sessions,
A. W. Buel,	Greenfield,	Sharpe,
H. S. Buel,	Kelley,	Smith,
Bush,	Kelsey,	Starkweather,
Carpenter,	Kore,	Thomas,
Childs,	Lane,	E. H. Thomson,
Clark,	Loomis,	R. Thompson,
Connor,	McDermott,	Warner,
Dalton,	McDermott,	Watkins,
Davids,	McKinley,	Wendell,
Dickey,	Mitchell,	Wilkerson,
Dunbar,	Monroe,	Woolnough,
Fallass,	Mussey,	Wixson,
Ferris,	Newman,	65.

NAYS.

Mr. Miles,	Mr. Wallace,	Mr. Reynolds,	
Newton,			4

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. R. Thompson offered the following:

Resolved, That the House hold evening sessions, commencing at 7 o'clock, after this evening, for the purpose of dispesing of business upon the general order.

On motion of Mr. Grace,

The resolution was laid on the table.

Mr. Ferris offered the following:

Resolved, That the committee of the whole be discharged from the further consideration of House bills, Nos. 62 and 55, and that they be placed on the order of third reading;

Which was adopted.

Mr. Driggs moved that House bill No. 88 be taken from the general order and engrossed for a third reading.

Which was adopted.

Mr. Mussey moved that the committee of the whole be discharged from the further consideration of House bill No. 2, entitled

A bill to amend sections 13, 17 and 23 of an act entitled an act relative to plank roads, approved March 13, 1848, and to amend an act amendatory thereto, approved January 9, 1853.

Mr. Mussey called for the yeas and nays;

Which calll was seconded.

And the motion was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Mussey,
Bancroft,	Fallass,	Sharpe,
Beeson,	Ferris,	Smith,
A. W. Buel,	Fowler,	E. H. Thomson,
H. S. Buel,	Frisbee,	R. Thompson,
Clark,	Goodwin,	Warner,
Davids,	Greenfield,	Wendell,
Dickey,	Kelsey,	Woolnough,
Driggs,	McKinley,	26

NAYS.

Mr. Baldwin,	Mr. Gilluly,	Mr. Newton,
Beebe,	Gleesner,	Perkins,
Beers,	Grace,	Pratt,
Brewster,	Green,	Raymond,
Brooks,	Kelley,	Reeves,
S. F. Brown,	Lane,	Reynolds,
Bush,	Loomis,	Richards,
Carr,	McMahon,	Robison,
Carpenter,	McDermott,	Sessions,
Childs,	Miles,	Starkweather,
Connor,	Monroe,	Thomas,
Dalton,	Mulholland,	Watkins,
Gage,	Newman,	Wilkerson,
Gies,		40

Mr. Mussey, in accordance with previous notice, leave being granted, introduced

A bill to amend an act entitled an act to amend chapter 93 of the revised statutes of 1846, entitled of courts held by justices of the peace.

Which was read twice and referred to the committee on the judiciary.

Mr. Mitchell, pursuant to previous notice, leave being granted, introduced

A bill to amend section 10 of an act to incorporate the village of Constantine.

Which was read twice and referred to the committee on banks and incorporations.

Mr. McDermott, in accordance with previous notice, leave being granted, introduced

A bill to amend an act entitled an act for the incorporation of charitable societies, approved Feb. 6, 1855.

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Smith, previous notice having been given, and leave being granted, introduced

A bill to regulate the manner of applying for pardons and commutations.

Which was read twice, and referred to the committee on the judiciary.

Mr. Brooks, in accordance with previous notice, leave being granted, introduced

A bill to improve a road in the counties of Newaygo and Mecosta.

Read twice, and referred to the committee on Roads and Bridges.

Mr. H. S. Buel, by unanimous consent, introduced

A bill appropriating swamp land in aid of the construction of a railroad from the city of Detroit to the city of Grand Rapids through Farmington, in the county of Oakland, and Lansing, in the county of Ingham.

Which was read twice and referred to the committee on banks and incorporations.

Mr. McKinley asked and obtained unanimous consent, to introduce

A bill to amend an act entitled "an act to provide for holding terms of the district court in the Upper Peninsula, approved June 26, 1851, approved Jan 24, 1853."

Which bill was read twice and referred to the committee on the judiciary.

Mr. Richardson, pursuant to previous notice, leave being granted, introduced

A bill to provide for the improvement of a portion of the State road running from Vienna, in Genesee county, to Tuscola, in Tuscola county.

Read twice and referred to the committee on roads and bridges.

Mr. Goodwin, by unanimous consent, leave being granted, introduced

A bill accompanied with a memorial, entitled "a bill to change the name of Reuben Grant Cooper to Reuben Cooper Grant.

The bill was read twice, and the bill and memorial were referred to the committee on the judiciary.

Also,

A bill to change the name of Almira E. Thalimer;

Which was read twice and referred to the committee on the judiciary.

Mr. Robison ask and obtained unanimous consent to introduce

A bill to amend chapter 187, title 38, compiled laws;

Which was read twice and referred to the committee on the judiciary.

THIRD READING OF BILLS.

House bill No. 9, entitled

A bill to provide for the settlement and drainage of swamp lands by actual settlers,

Was read a third time.

Pending the vote,

On motion of Mr. Brooks,

The bill was laid on the table.

House bill, entitled

A bill to grant certain swamp lands to James Maguran,

Being under consideration,

On motion of Mr. Loomis,

The bill was laid on the table.

House bill, entitled

A bill to provide for laying out and establishing a State road from the Michigan Central Railroad, at Galien station, to the village of St. Joseph, in Berrien county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Newton,
Baldwin,	Frisbee,	Perry,
Bancroft,	Gage,	Perkins,
Beebe,	Gies,	Phelps,
Beers,	Glessner,	Pratt,
Brewster,	Goodwin,	Raymond,
Brooks,	Grace,	Reynolds,
G. W. Brown,	Green,	Richards,
S. F. Brown,	Greenfield,	Richardson,
A. W. Buel,	Kelley,	Robison,
H. S. Buel,	Kelsey,	Sessions,
Bush,	Kore,	Sharpe,
Carpenter,	Lane,	Smith,
Childs,	Loomis,	Thomas,
Clark,	McMahon,	E. H. Thomson,
Connor,	McDermott,	R. Thompson,
Dalton,	McKinley,	Wallace,
Davids,	Miles,	Warner,
Dickey,	Mitchell,	Watkins,
Dunbar,	Monroe,	Wendell,
Enos,	Mussey,	Wilkerson,
Fallass,	Mulholland,	Wixson,
Ferris,	Newman,	68

NAYS. 0

Title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to attach to townships in Bay county, certain territory within said county,

Was read a third time.

Pending the vote,

Mr. Carr moved that the bill be re-committed to the committee on towns and counties;

Which motion was not adopted.

The question recurring on the passage of the bill, it was not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows

YEAS.

Mr.	Allen,	Mr.	Kore,	Mr.	Raymond,
	Baldwin,		Lane,		Robison,
	Dickey,		McMahon,		Sessions,
	Fallass,		McDermott,		E. H. Thomson,
	Gleesner,		Mitchell,		R. Thompson,
	Grace,		Monroe,		Woolnough,
	Greenfield,		Newman,		Wixson,
	Kelsey,		Pratt,		23

NAYS.

Mr.	Bancroft,	Mr.	Davids,	Mr.	Mussey,
	Beebe,		Driggs,		Mulholland,
	Beers,		Dunbar,		Newton,
	Brewster,		Enos,		Perkins,
	G. W. Brown,		Ferris,		Phelps,
	S. F. Brown,		Fowler,		Reynolds,
	A. W. Buel,		Frisbee,		Richards,
	H. S. Buel,		Gage,		Sharpe,
	Bush,		Gies,		Smith,
	Carr,		Gilluly,		Starkweather,
	Carpenter,		Goodwin,		Wallace,
	Childs,		Kelley,		Warner,
	Clark,		Loomis,		Watkins,
	Campau,		McKinley,		Wilkerson,
	Dalton,		Miles,		44

Pending the announcement of the vote,

Mr. Mussey moved to be excused from voting;

Which did not prevail.

Mr. Woolnough moved that Mr. S. F. Brown be excused from voting.

Which did not prevail.

Mr. Childs gave notice of his intention to move a reconsideration of the vote just taken on to-morrow.

Senate bill, entitled

A bill to amend an act entitled an act to organize the county of Arenac, and parts of other counties, by the name of Bay county, approved Feb. 17, 1857,

Being under consideration,

Mr. Kore moved to re-commit the bill to the committee on towns and counties.

Which motion was adopted.

Senate bill, entitled

A bill to attach certain fractional towns to townships in the county of Saginaw,

Was read a third time, and

On motion of Mr. Raymond,

Was re-committed to the committee on towns and counties.

Senate bill No. 32, entitled

A bill authorizing appropriations for the salaries of the State officers for the years 1859 and 1860,

Was read a third time.

Pending the vote,

Mr. A. W. Buel, by unanimous consent moved to amend by inserting in line 6, after the word "each" the words "for the salary of the judge of the recorder's court of the city of Detroit, fifteen hundred dollars."

Also,

Amend section 2 by inserting in line 5, after the word "each," the words "for the salary of the judge of the recorder's court of the city of Detroit, fifteen hundred dollars."

Which amendments were concurred in.

The question recurring on the passage of the bill, it was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Glessner,	Mr. Newton,
Baldwin,	Goodwin,	Perkins,
Beare,	Grace,	Pratt,
G. W. Brown,	Green,	Reynolds,
S. F. Brown,	Kelley,	Richards,
A. W. Buel,	Kelsey,	Richardson,
Childs,	Kore,	Robison,
Clark,	Lane,	Sessions,
Connor,	Loomis,	Sharpe,

Dalton,	McMahon,	Starkweather,	
Davids,	McDermott,	E. H. Thomson,	
Dickey,	McKinley,	R. Thompson,	
Dunbar,	Miles,	Wallace,	
Fallass,	Mitchell,	Watkins,	
Ferris,	Monroe,	Wendell,	
Fowler,	Mussey,	Woolnough,	
Gage,	Newman,	Wixson,	51

NAYS. 0

Title agreed to.

On motion of Mr. E. H. Thomson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 3, entitled

A bill to amend section 28 of an act entitled "an act for the formation of companies to construct plank roads," approved April 8, 1851,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,	
Baldwin,	Frisbee	Pratt,	
Beers,	Giesner,	Reeves,	
Brewster,	Grace,	Reynolds,	
A. W. Buel,	Green,	Richardson,	
H. S. Buel,	Kelley,	Robison,	
Carr,	Kelsey,	Sessions,	
Carpenter,	Lane,	Sharpe,	
Childs,	McMahon,	Smith,	
Clark,	McDermott,	Starkweather,	
Campau,	McKinley,	E. H. Thomson,	
Connor,	Miles,	R. Thompson,	
Dalton,	Mitchell,	Wallace,	
Davids,	Monroe,	Watkins,	
Dickey,	Mulholland,	Woolnough,	
Driggs,	Newman,	Wixson,	
Fallass,	Newton,		59

NAYS.

Mr. Fowler,	Mr. Goodwin,	Mr. Raymond,	
Gies,	Loomis,	Richards,	
Gilluly,	Phelps,	Thomas,	9

Title agreed to.

Senate bill No. 66, entitled

A bill to amend an act entitled "an act to incorporate the village of Tecumseh,"

Was,

On motion of Mr. Mussey,

Read a third time by its title, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Mulholland,
Baldwin,	Gies,	Newman,
Beers,	Glessner,	Newton,
G. W. Brown,	Grace,	Perry,
S. F. Brown,	Green,	Perkins,
H. S. Buel,	Kelley,	Phelps,
Bush,	Kelsey,	Pratt,
Carr,	Kore,	Richards,
Childs,	Lane,	Richardson,
Clark,	Loomis,	Robison,
Connor,	McMahon,	Sessions,
Dalton,	McDermott,	Sharpe,
Dickey,	McKinley,	Starkweather,
Fallass,	Mills,	R. Thompson,
Ferris,	Monroe,	Woolnough,
Frisbee,	Mussey,	Wixson, 48

NAYS.

Mr. Goodwin, 1

Title agreed to.

On motion of Mr. Perkins,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Senate bill entitled

A bill to amend an act entitled an act appropriating certain highway taxes for the improvement of a road in the counties of Saginaw, Tuscola Genesee and Lapeer, approved February 10, 1855,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays as follows:

YEAS.

Mr. Baldwin,	Mr. Grace,	Mr. Raymond,
G. W. Brown,	Greenfield,	Richards,
S. F. Brown,	Kelley,	Richardson,
A. W. Buel,	Kelsey,	Robison,
Bush,	Kore,	Sessions,
Carr,	Lane,	Sharpe,
Carpenter,	Loomis,	Starkweather,
Childs,	Miles,	E. H. Thomson,
Dickey,	Monroe,	R. Thompson,
Driggs,	Mussey,	Wallace,

Dunbar,	Mulholland,	Warner,	
Fallass,	Newman,	Watkins,	
Gage,	Newton,	Wendell,	
Gies,	Perry,	Wilkerson,	
Gilluly,	Perkins,	Woolnough,	
Gleasner,	Phelps,	Wixson,	
Goodwin,	Pratt,		50

NAYS.

Mr. Beebe,	Mr. H. S. Buel,	Mr. Connor,	
Beers,			4

The title was agreed to, and

On motian of Mr. Driggs, by the vote of two-thirds of all the members elect, the bill ordered to take immediate effect.

Senate joint resolution entitled

A joint resolution to authorize school district No. 2, in the township of Hudson, Lenawee county, to loan money,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Perry,	
Baldwin,	Gleasner,	Perkins,	
Beebe,	Goodwin,	Phelps,	
Beers,	Grace,	Pratt,	
Brewster,	Green,	Richards,	
G. W. Brown,	Greenfield,	Richardson,	
S. F. Brown,	Kelley,	Robison,	
A. W. Buel,	Kelsey,	Sessions,	
H. S. Buel,	Kore,	Sharpe,	
Bush,	Lane,	Starkweather,	
Carr,	Loomis,	Thomas,	
Carpenter,	McMahon,	E. H. Thompson,	
Childs,	McDermott,	R. Thompson,	
Clark,	McKinley,	Wallace,	
Dickey,	Miles,	Warner,	
Dunbar,	Monroe,	Watkins,	
Fallass,	Mussey,	Wendell,	
Ferris,	Mulholland,	Wilkerson,	
Fowler,	Newman,	Woolnough,	
Frisbee,	Newton,	Wixson,	
Gage,			61

NAYS. 0

Title and preamble agreed to.

On motion of Mr. Clark,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 61, entitled

A bill to authorize the Chicago, Detroit and Canada Grand Trunk Railway Company to be represented at Board of Directors by proxy,

Was read a third time, and a majority of all the members elect not voting forthe same, it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Phelps,	
Beebe,	Gage,	Pratt,	
Beers,	Gilluly,	Raymond,	
Brewster,	Gleasner,	Reynolds,	
G. W. Brown,	Grace,	Richards,	
S. F. Brown,	Green,	Richardson,	
A. W. Buel,	Greenfield,	Robison,	
H. S. Buel,	Kelley,	Sessions,	
Bush,	Kelsey,	Sharpe,	
Carr,	Kore,	Smith,	
Carpenter,	Lane,	Starkweather,	
Childs,	McKinley,	E. H. Thomson,	
Clark,	Miles,	Wallace,	
Connor,	Monroe,	Warner,	
Davids,	Mussey,	Watkins,	
Dickey,	Newman,	Wendell,	
Driggs,	Newton,	Wilkerson,	
Dunbar,	Perry,	Woolnough,	
Fallass,	Perkins,	Wixson,	
Ferris,			58

NAYS.

Mr. Gies,	Mr. Loomis,	Mr. Mulholland,	
Goodwin,	McMahon,	R. Thompson,	6

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Senate bill, entitled

A bill for the relief of school district No. 4, in the city and township of Ypsilanti,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Kelsey,	Mr. Raymond,
Beebe,	Lane,	Richardson,

G. W. Brown,	Loomis,	Robison,	
S. F. Brown,	McMahon,	Sessions,	
A. W. Buel,	Miles,	Smith,	
Carr,	Mitchell,	Starkweather,	
Childs,	Monroe,	E. H. Thomson,	
Davids,	Mussey,	R. Thompson,	
Dickey,	Mulholland,	Wallace,	
Driggs,	Newman,	Warner,	
Dunbar,	Newton,	Watkins,	
Gilluly,	Perry,	Wilkerson,	
Greenfield,	Perkins,	Woolnough,	
Kelley,	Pratt,	Wixson,	42

NAYS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Kore,
	Beers,		Frisbee,		McKinley,
	Brewster,		Gage,		Reeves,
	H. S. Buel,		Gies,		Reynolds,
	Carpenter,		Gleesner,		Richards,
	Clark,		Goodwin,		Sharpe,
	Connor,		Grace,		Wendell,
	Dalton,				22

The title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the same were ordered to take immediate effect.

House bill, entitled

A bill to amend an act entitled an act for incorporating the borough of Michlimackinac, approved April 6, 1817,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

	Allen,	Mr.	Geis,	Mr.	Pratt,
	Baldwin,		Gilluly,		Raymond,
	Beers,		Goodwin,		Reeves,
	Brewster,		Grace,		Reynolds,
	G. W. Brown,		Green,		Richards,
	S. F. Brown,		Greenfield,		Richardson,
	A. W. Buel,		Kelley,		Robison,
	H. S. Buel,		Kelsey,		Sessions,
	Carpenter,		Lane,		Sharpe,
	Childs,		Loomis,		Smith,
	Connor,		McMahon,		Starkweather,
	Dalton,		McKinley,		E. H. Thomson,
	Davids,		Miles,		R. Thompson,
	Dickey,		Mitchell,		Wallace,

Driggs,	Monroe,	Warner,	
Dunbar,	Mussey,	Wendell,	
Fallass,	Mulholland,	Wilkerson,	
Ferris,	Newman,	Woolnough,	
Fowler,	Newton,	Wixson,	
Frisbee,	Perkins,		59
	NAYS		0

Title agreed to.

On motion of Mr. Wendell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to amend an act entitled an act to amend an act to incorporate the village of Kalamazoo, and the acts amendatory thereto,

Was then read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,	
Baldwin,	Ferris,	Pratt,	
Beebe,	Fowler,	Raymond,	
Beers,	Gage,	Reeves,	
Brewster,	Gies,	Reynolds,	
G. W. Brown,	Glessner,	Richards,	
S. F. Brown,	Goodwin,	Robison,	
A. W. Buel,	Greenfield,	Sessions,	
H. S. Buel,	Kelsey,	Sharpe,	
Bush,	Lane,	Smith,	
Carr,	Loomis,	Starkweather,	
Carpenter,	McMahon,	R. Thompson,	
Childs,	McDermott,	Wallace,	
Clark,	McKinley,	Warner,	
Connor,	Miles,	Watkins,	
Dalton,	Monroe,	Wendell,	
Dickey,	Mussey,	Wilkerson,	
Driggs,	Mulholland,	Woolnough,	
Dunbar,	Newman,	Wixon,	58
	NAYS.		0

Title agreed to.

On motion of Mr. Pratt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to incorporate the village of Bay city,

Was, on motion of Mr. Raymond,

Read a third time by its title only.

The bill was then passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Baldwin,	Fallass,	Newton,
Beebe,	Ferris,	Perkins,
Beers,	Gies,	Pratt,
Brewster,	Gleasner,	Raymond,
G. W. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Robison,
H. S. Buel,	Green,	Sessions,
A. W. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Carr,	Kelsey,	R. Thompson,
Carpenter,	Lane,	Wallace,
Childs,	Loomis,	Warner,
Clark,	McMahon,	Wendell,
Connor,	McDermott,	Wilkeron,
Dalton,	McKinley,	Woolnough,
Dickey,	Mussey,	Wixson,
Driggs,	Mulholland,	53

NAYS.

Mr. Gilluly,	Mr. Reeves,	2

The title was agreed to.

On motion of Mr. Raymond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to authorize the Kalamazoo and Grand Rapids plank road company to vacate a portion of their road,

Was read a third time, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr Allen,	Mr. Gies,	Mr. Reeves,
Baldwin,	Gilluly,	Reynolds,
Beebe,	Gleasner,	Richards,
Beers,	Greenfield,	Richardson,
Brewster,	Kelley,	Robison,
S. F. Brown,	Kelsey,	Sessions,
A. W. Buel,	Lane,	Sharpe,
H. S. Buel,	Loomis,	Smith,
Bush,	McMahon,	Starkweather,

Carpenter,	McDermott,	Thomas,
Childs,	McKinley,	E. H. Thomson,
Clark,	Miles,	R. Thompson,
Dalton,	Mitchell,	Wallace,
Davids,	Monroe,	Warner,
Dickey,	Mussey,	Watkins,
Driggs,	Newman,	Wendell,
Dunbar,	Newton,	Wilkerson,
Fallass,	Perkins,	Woolnough,
Ferris,	Pratt,	Wixson,
Frisbee,	Raymond,	59

NAYS. 0

Title agreed to.

On motion of Mr. Allen,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 77, entitled

A bill to provide for the sale of property transported by railroad companies, steamboat or other carriers, when the consignee or other person owning the same, refuses to pay legal charges and take the property,

Being under consideration, by unanimous consent, sundry amendments were made to the bill.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Baldwin,	Ferris,	Perry,
Bancroft,	Frisbee,	Pratt,
Beebe,	Gies,	Raymond,
Beers,	Gilluly,	Reeves,
Beeson,	Gleasner,	Richards,
Brewster,	Grace,	Richardson,
S. F. Brown,	Green,	Robison,
A. W. Buel,	Greenfield,	Sessions,
H. S. Buel,	Kelley,	Sharpe,
Bush,	Kelsey,	Starkweather,
Carr,	Lane,	Thomas,
Carpenter,	Loomis,	E. H. Thomson,
Childs,	McMahon,	Wallace,
Conner,	McKinley,	Warner,
Dalton,	Mitchell,	Watkins,
Davids,	Monroe,	Wilkerson,
Dickey,	Mussey,	Woolnough,
Dunbar,	Newman,	Wixson,
Enos,		57

NAYS.

Mr. G. W. Brown,	Mr. Fowler,	Mr. Perkins,
Clark,	McDermott,	R. Thompson,
Campau,	Miles,	Wendell.
Driggs,	Mulholland,	11

Mr. Robison moved that Mr. G. W. Brown be excused from voting; Which did not prevail.

Mr. Woolnough moved that Mr. Miles be excused from voting; Which did not prevail.

The title of the bill was agreed to.

Mr. Mussey moved that the bill be ordered to take immediate effect; Which did not prevail.

House bill, entitled

A bill to authorize school district No. 1 of the township of Kalamazoo to borrow money,

Was read a third time and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Bancroft,	Ferris,	Perry,
Beebe,	Frisbee,	Phelps,
Beers,	Gies,	Pratt,
Beeson,	Gilluly,	Richards,
Brewster,	Gleasner,	Richardson,
S. F. Brown,	Greenfield,	Robison,
A. W. Buel,	Kelley,	Sessions,
H. S. Buel,	Kelsey,	Sharpe,
Bush,	Kore,	Smith,
Carr,	Lane,	Starkweather,
Carpenter,	Loomis,	E. H. Thomson,
Childs,	McMahon,	R. Thompson,
Clark,	McDermott,	Wallace,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Davids,	Mitchell,	Wendell,
Dickey,	Monroe,	Wilkerson,
Driggs,	Mussey,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	62

NAYS. 0

Title agreed to.

On motion of Mr. Pratt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 70, entitled

A bill to provide for laying out a State road in Ionia, Kent, and Barry counties,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Newman,
Baldwin,	Gage,	Newton,
Bebee,	Gale,	Phelps,
Beers,	Gilluly,	Pratt,
Beeson,	Glessner,	Raymond,
Brewster,	Grace,	Richardson,
G. W. Brown,	Green,	Sessions,
S. F. Brown,	Greenfield,	Sharpe,
A. W. Buel.	Kelley,	Smith,
H. S. Buel,	Kelsey,	Starkweather,
Carr,	Kore,	Thomas,
Carpenter,	Lane,	R. H. Thomson,
Childs,	Loomis,	R. Thompson,
Clark,	McMahon,	Wallace,
Connor,	McDermott,	Warner,
Davids,	McKinley,	Watkins,
Dickey,	Miles,	Wilkerson,
Driggs,	Mitchell,	Woolnough,
Dunbar,	Monroe,	Wixson.
Fallas,	Mussey,	Speaker,
Ferris,	Mulholland,	62

NAYS. 0

Title agreed to.

On motion of Mr. Fallas,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to provide for the laying out and establishing a State road in the county of Huron and Sanilac, to be called the Pt. Austin and Sanilac State road.

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. McDermott,
Baldwin,	Driggs,	McKinley,
Bancroft,	Dunbar,	Monroe,
Beebe,	Fallass,	Mulholland,

Beers,	Ferris,	Newman,
Beeson,	Fowler,	Phelps,
Brewster,	Frisbee,	Pratt,
G. W. Brown,	Gage,	Richards,
S. F. Brown,	Gies,	Richardson
A. W. Buel,	Gilluly,	Sessions,
H. S. Buel,	Gleasner,	Sharpe,
Bush,	Goodwin,	E. H. Thomson,
Carr,	Green,	R. Thompson,
Carpenter,	Greenfield,	Warner,
Childs,	Kelley,	Wendell,
Clark,	Kore,	Wilkerson,
Connor,	Lane,	Woolnough,
Dalton,	Loomis,	Wixson,
Davids,	McMahon,	Speaker, 57

NAYS.

Mr. Perkins, 1

Title agreed to.

On motion of Mr. Wixson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker having resumed the chair,

Mr. E. H. Thomson offered the following resolution:

Resolved, That the thanks of this House be, and they are hereby tendered to Col. Dickey, for the faithful and impartial manner in which he has discharged the office of Speaker, during the temporary absence of the Speaker elect, the Hon. Henry A. Shaw;

Which was adopted.

Mr. E. H. Thomson moved that the House adjourn;

Which did not prevail.

Joint resolution relative to the procuring and preserving certain papers,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gies,	Mr. Newman
Beebe,	Gilluly,	Newton,
S. F. Brown,	Goodwin,	Perkins,
A. W. Buel,	Grace,	Phelps,
Bush,	Green,	Pratt,
Carr,	Greenfield,	Reeves,
Childs,	Kelsey,	Reynolds,
Clark,	Kore,	Richards,

Connor,	Loomis,	Richardson,
Davids,	McMahon,	E. H. Thomson,
Dickey,	McDermott,	Wallace,
Driggs,	Miles,	Watkins,
Enos,	Mitchell,	Wixson,
Gage,	Monroe,	Speaker, 42

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Sharpe,
Bancroft,	Frisbee,	Starkweather,
Beers,	Gleasner,	Thomas,
Beeson,	Kelley,	R. Thompson,
Brewster,	Lane,	Warner,
Brooks,	Mussey,	Wendell,
G. W. Brown,	Mulholland,	Wilkerson,
H. S. Buel,	Robison,	Woolnough,
Dalton,	Sessions,	26

Title and preamble agreed to.

House bill, entitled

A bill appropriating certain highway taxes for the improvement of a road in the counties of Tuscola and Huron,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Newman,
Bancroft,	Frisbee,	Newton,
Beebe,	Gage,	Perry,
Beeson,	Gies,	Phelps
Brooks,	Gilluly,	Richardson,
S. F. Brown,	Goodwin,	Robison,
A. W. Buel,	Grace,	Sessions,
Bush,	Green,	Sharpe,
Carr,	Greenfield,	Smith,
Carpenter,	Ke'ley,	Starkweather,
Childs,	Kelsey,	Thomas,
Clark,	Kore,	E. H. Thomson,
Connor,	Lane,	R. Thompson
Dalton,	McMahon,	Wallace,
Davids,	McDermott,	Warner,
Dickey,	McKinley,	Watkins,
Driggs,	Miles,	Wendell,
Dunbar,	Mitchell,	Wilkerson,
Fallass,	Monroe,	Woolnough,
Felt,	Mussey,	Wixson,
Ferris,	Mulholland,	Speaker, 63

NAYS.

Mr. Enos,	Mr. Gleasner,	Mr. Loomis, 3

Title agreed to.

Mr. Fowler moved that the House adjourn.

The House refused to adjourn.

House bill, entitled

A bill to provide for re-assessment and collection of the taxes in the township of Marshall, Calhoun county, for the year 1856,

Was,

On motion of Mr. Kore,

Read a third time by its title.

The bill was then passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newman,
Baldwin,	Fowler,	Newton,
Bancroft,	Frisbee,	Perry,
Beebe,	Gage,	Pratt,
Beers,	Gies,	Reeves,
Beeson,	Gilluly,	Reynolds,
Brewster,	Gleasner,	Richards,
G. W. Brown,	Goodwin,	Richardson,
S. F. Brown,	Grace,	Robison,
A. W. Buel,	Greenfield,	Sharpe,
H. S. Buel,	Kelley,	Smith,
Bush,	Kelsey,	Starkweather,
Carr,	Kore,	Thomas,
Carpenter,	Lane,	E. H. Thomson,
Childs,	Loomis,	R. Thompson,
Clark,	McMahon,	Wallace,
Dalton,	McDermott,	Warner,
Davids,	McKinley,	Watkins,
Dickey	Miles,	Wendell,
Driggs,	Mitchell,	Woolnough,
Dunbar,	Monroe,	Wixson,
Enos,	Mussey,	Speaker,
Fallass,	Mulholland,	68

NAYS. 0

Title agreed to.

On motion of Mr. Woolnough,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Reeves moved that the House adjourn.

Which motion was not adopted.

A joint resolution proposing an amendment to section 2, article 18,

of the constitution of this State, relative to the action of commissioners of highways,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Glessner,	Mr.	Pratt,
	Baldwin,		Goodwin,		Raymond,
	Beers,		Grace,		Reynolds,
	Brewster,		Green,		Richards,
	G. W. Brown,		Greenfield,		Richardson,
	S. F. Brown,		Kelley,		Robison,
	Carr,		Kelsey,		Sessions,
	Carpenter,		McMahon,		Sharpe,
	Clark,		McDermott,		Smith,
	Connor,		McKinley,		Starkweather,
	Dalton,		Miles,		Thomas,
	Dickey,		Mitchell,		E. H. Thomson,
	Driggs,		Monroe,		R. Thompson,
	Dunbar,		Mussey,		Wallace,
	Enos,		Mulholland,		Warner,
	Fallass,		Newman,		Watkins,
	Ferris,		Newton,		Wendell,
	Fowler,		Perry,		Wilkerson,
	Frisbee,		Perkins,		Wixson,
	Gage,		Phelps,		Speaker,
	Gilluly,				61

NAYS.

Mr.	Bancroft,	Mr.	Bush,	Mr.	Lane,
	Beebe,		Childs,		Loomis,
	Beeson,		Davids,		Reeves,
	A. W. Buel,		Gies,		Woolnough,
	H. S. Buel,		Kore,		14

Title and preamble agreed to.

Mr. McMahon moved that the House adjourn.

Mr. E. H. Thomson called for the yeas and nays.

The call was seconded;

And the House voted to adjourn, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Newton,
	Baldwin,		Ferris,		Perry,
	Bancroft,		Fowler,		Phelps,
	Beebe,		Gies,		Reeves,
	G. W. Brown,		Gilluly,		Richards,
	H. S. Buel,		Green,		Robison,
	Bush,		Kelley,		Sessions,

Carr,	Kore,	Smith,
Carpenter,	McMahon,	Thomas,
Childs,	Mitchell,	R. Thompson,
Connor,	Mussey,	Warner,
Dalton,	Mulholland,	Wilkerson,
Driggs,	Newman,	Woolnough,
Enos,		40

NAYS.

Mr. Beers,	Mr. Glesener,	Mr. Pratt,
Beeson,	Goodwin,	Raymond,
Brewster,	Grace,	Reynolds,
Benj. Brown,	Greenfield,	Richardson,
S. F. Brown,	Kelsey,	Sharpe,
A. W. Buel,	Lane,	Starkweather,
Clark,	Loomis,	E. H. Thomson,
Davids,	McDermott,	Wallace,
Dickey,	McKinley,	Watkins,
Dunbar,	Miles,	Wendell,
Frisbee,	Monroe,	Wixson,
Gage,	Perkins,	Speaker, 36

The Speaker announced that the House stood adjourned until to-morrow morning at 10 o'clock.

Lansing, Friday, February 4, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Potter.

Roll called, quorum present.

Absent at the roll call, Messrs. Bushnell and Daniells.

Mr. Monroe rose to a question of privilege, and objected to the manner of appointing or forming the committee of investigation into the affairs of the railroad land grant companies, and offered the following:

Resolved, That the House excuse Mr. Loomis, of Jackson, from serving upon said committee.

Mr. Monroe gave his reasons for presenting the resolution.

Mr. Loomis denied the right of the House to so change the committee that a majority of its members should be opposed to an investigation.

Mr. A. W. Buel objected to any change of the committee, as it was strictly proper and parliamentary under the resolution.

After discussion,

The resolution was withdrawn by the mover.

PETITIONS PRESENTED.

By Mr. Mitchell: the memorial of A. Winchell, Professor of Geology, Zoology and Botany in the University of Michigan, addressed to the chairman of the committee on geological survey.

On motion of Mr. Mitchell,

Five hundred extra copies were ordered printed for the use of the House.

By Mr. Perkins: the petition of Mr. McKinney, Mrs. L. Reed, and 24 others, praying for the elective franchise to be granted to women.

Referred to special committee on amendments to the constitution.

By Mr. G. W. Brown: petition of A. Andrews and 35 others, citizens of Liberty, Jackson county, praying for the restoration of capital punishment.

Referred to the committee on the Judiciary.

By Mr. Campau: the memorial of 31 land holders, or farmers, in the 9th ward of the city of Detroit, praying for the repeal of the act of Feb. 12, 1857, annexing them to the city.

Referred to the committee on banks and incorporations.

By Mr. Wendell: the petition of David D. Oliver and 105 others, praying for opening of the Saginaw and Cheboygan State road.

Referred to committee on Roads and Bridges.

By Mr. Dickey: the petition of George W. Bently, Thos. Knight, Henry Johnson, and 85 others, citizens of Marshall and Emmet, Calhoun, for the organization of a new township, to be called the township of Ceresco.

Referred to the committee on towns and counties.

By Mr. Loomis: memorial of Z. M. Barber, of Leoni, Jackson Co., condemning the contemplated removal of the Michigan Union College from that place;

Referred to the committee on education.

By Mr. Raymond: petition of James Frasier, Wm. L. Fay, H. T. Little and 90 others, of Bay, Iosco, Alpena and other northern counties, praying for the opening of the Saginaw and Sheboygan road;

Referred to the committee on roads and bridges.

By Mr. Mussey: petition of W. H. Hegginbotham and 17 others, citizens of St. Clair county, praying for the passage of a registry law;

Referred to committee on State affairs.

Also,

Petition of Henry Robertson and 48 others, citizens of St. Clair county, praying for the passage of a registry law;

Referred to the committee on State affairs.

By Mr. S. F. Brown: petition of J. Cadman, J. G. Goveland and 22 others, citizens of Kalamazoo, asking such an amendment of the prohibitory liquor law as will prohibit the manufacture and sale of all alcoholic or intoxicating liquors;

Referred to the committee on State affairs.

Also, the petition of S. H. Jacokes, Samuel Haskell and 42 others, citizens of Kalamazoo, asking for the same.

Referred to the committee on State affairs.

By Mr. B. Brown: the remonstrance of Joseph Nute and others, against legalizing the record of roads in the towns of Milford, Novi, and Commerce;

Referred to the committee on roads and bridges.

By Mr. Robinson: the petition of Henry A. Carr, John Kellogg and 40 others for the vacation of the village plat of the village of Lima, in Washtenaw county;

Referred to the committee on banks and incorporations.

By Mr. E. H. Thomson: the petition of Levi Walker and 100 citizens of the city of Flint, praying for the passage of a law to enable them to erect a free classical school in said city;

Referred to the committee on education.

Also, the remonstrance of Cornelius Rosasee, Henry Crapo and 90 others, citizens of Flint, Genesee county, against pending amendments to the charter of the city of Flint;

Referred to the committee on banks and incorporations.

REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill, entitled

A bill to amend an act entitled an act to organize the county of Arenac and parts of other counties, by the name of Bay county, approved Feb. 17, 1857,

Ask leave to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

The committee would further report that they have had under consideration

A bill to attach fractional towns to townships in Saginaw county,

Ask leave to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged, and the bill placed on the order for third reading.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred

A bill to amend the charter of the city of Grand Rapids,

Beg leave to report that they have had the same under consideration and have instructed me to return a substitute for the bill and recommend the same do pass. Their reasons for offering a substitute are, that further amendments were asked for by the city council of Grand Rapids, which your committee found could not well be engrafted in the original bill. The substitute contains all the matter in the original and the further amendments asked for by said council. From the farther consideration of the subject your committee ask to be discharged.

For the committee,

GEO. W. ALLEN.

The report was accepted and the committee discharged.

The substitute was adopted.

Mr. Allen moved that the rules be suspended, and that the bill be placed its final passage.

Which motion was adopted.

The bill was read a third time by its title.

The bill, being

A bill to amend an act entitled an act to revise the charter of the city of Grand Rapids,

Was read a third time by its title, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newman,
Baldwin,	Ferris,	Newton,
Beeson,	Frisbee,	Perkins,
Brewster,	Gage,	Phelps,
Brooks,	Gullily,	Raymond,

G. W. Brown,	Gleasner,	Richards,
Benj. Brown,	Goodwin,	Robison,
S. F. Brown,	Grace,	Sessions,
H. S. Buel,	Green,	Sharpe,
Bush,	Greenfield,	Starkweather,
Carr,	Kelley,	Thomas,
Carpenter,	Kelsey,	E. H. Thomson,
Childs,	Kore,	R. Thompson,
Clark,	Lane,	Wallace,
Campau,	Loomis,	Warner,
Connor,	McDermott,	Watkins,
Dalton,	McKinley,	Wendell,
Dickey	Miles,	Wilkerson,
Driggs,	Monroe,	Wixson,
Dunbar	Mussey,	Speaker,
Enos,	Mulholland,	62

NAYS.

Mr. Beebe, Mr. Fowler, Mr. Reynolds, 3

Title agreed to.

On motion of Mr. Allen,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. E. H. Thomson, from the committee on State affairs, submitted the following report:

The committee on State affairs, to whom was referred the memorial of Charles A. Trowbridge, Esq., and other citizens of the State of Michigan, largely engaged in the manufacture of iron, in the county of Marquette, in the Upper Peninsula of the State, asking for a reduction of the specific tax imposed on corporations engaged in iron mining, beg leave respectfully to state, that they have had the same under consideration, and submit the following report:

The act passed by the Legislature of the State of Michigan, authorizing the formation of corporations for mining, smelting or manufacturing iron, copper, mineral, coal, silver, or other ores or minerals, and for other manufacturing purposes, approved February 5, 1853, provides, in section 20, that every company formed under the provisions of the act referred to, shall pay into the State treasury, as spe-

cific taxes, for each ton of copper or mineral obtained, a tax of one dollar on each ton, and for each and every ton of iron obtained, ten cents per ton, and for every corporation engaged in coal mining, a tax of one-half cent for each ton of coal.

The great inequality of the State tax levied under the existing law on the copper and iron interests of the Upper Peninsula, in the opinion of your committee, is not only unjust but oppressive. The tax on one ton of copper ore mined, which is worth about $400, is one dollar, while on one tone of iron ore, only worth sixty cents the ton, the tax is ten cents per ton, or fifty per cent. of its value as it lies in the hills, and sixteen and two-thirds of its value after it is mined. The same ratio of taxation charged on a ton of copper would make the specific tax $66 66 per ton, while taking one dollar per ton on copper, at $400 the ton as the basis, and valuing the iron ore at 60 cents the ton, in order to make them equal, would make the specific tax on the iron ore one and a half mills per ton.

Your committee are satisfied that such inequality never could have been the intention of those who framed the law. The working operations of it are unequal on a large class of the citizens of the State, and works annually a great injury on the selling of the ore; for, while the amount appears small and insignificant, it enters largely in the cost of producing iron ore. The distance to the mines adds heavily in the expense of manufacturing, and of necessity compels the strictest economy in order to allow the iron ores of the Lake Superior district to compete with those of the neighboring States, where ore can be obtained in almost inexhaustible quanties, and without any State taxation.

A reduction of the specific tax should be made if for no other reason than to hold out every inducement to foreign capitalists to seek investment in the iron interests, and thus

place the iron resources of our State on a permanent basis. The iron ores in the Upper Peninsula are inexhaustible, and yet with these iron mountains, the State imports almost everything for our agricultural and mechanical implements, from the plow to the axe, from the anvil to the ten-penny nail.

It now costs twenty cents a ton to mine the iron ore at the hills, while the State exacts the enormous specific tax of ten cents on each ton. This tax, in the opinion of your committee, should be reduced to two cents per ton, which would be ten per cent. on the value of the ore at the mine. This change will make the capital already invested in the country a profitable one. This is not a mere speculating theory, but one founded on true principles, and which has often been realized in practice; and no State in the Union has risen to opulence and wealth under it greater than that of Pennsylvania. What, your committee would ask, has made England? her cotton manufactures, or the developments made within the last half century of her iron interests? It is a paradox that we have in the Upper Peninsula of this State, iron enough to supply the world, and yet we are importing iron, and have been for the last thirty years, thus keeping the furnaces of Birmingham and Sheffield constantly at work. While Spain has squandered all of her resources for the more precious metals, until she is at last reduced to become a mere pensioner upon Cuba, the queen island of the Antilles, the world pays a tribute to England by the yearly purchases of iron alone. The railways of every State in the Union, willing or unwilling, acknowledges the fact by the payment of at least $15,000,000 annually in the shape of interest.

The capital employed in the English mines produces annually $100,000,000 worth of raw materials. The immense beds of iron ores of Michigan are larger in extent than those of England, and the day is not far distant when they will hold the same relative value that the mineral deposits

of California do towards the Union. Nature has done more for the mines of the Lake Superior district than for the mineral resources of England—coal alone excepted.

A writer in the Cleveland Herald, speaking of the deposit of iron of only one of the Michigan companies, makes the following remarks:

"These spurs are solid masses of iron, and no other material. From one belonging to the Jackson Company, if a quantity of the ore, in the form of a cube 75 yards square, should be excavated, assuming a cubic yard to weigh 5 tons, and capable of producing 2½ tons of blooms, which is within the mark, the quantity of iron manufactured from it would be 1,054,687 tons. This, at present prices, is worth fifty millions of dollars, and is a quantity which would supply, at 100 tons the mile, 10,546 miles of railroad, or an amount equal to three of Whitney's road from the Mississippi to the Pacific. Yet, if this quantity should be taken from the mine of the Jackson Company, it would hardly be missed."

The same may, with equal truth, be said of the ores of the Collins Iron Company, and the Pioneer Iron Company. In the report made to Congress, a few years since, by Foster & Whitney, on the comparative quality and tenacity of iron from various localities, the result of numerous experiments made by Major Wade, of the Ordnance Department at Washington, in testing the tenacity of guns made for the Government, exhibited the following result:

	Strength in lbs. per sqr. inch.
Iron from Salisbury, Conn.	58,009
" " Sweden	58,184
" " Centre Co., Pa.	58,400
" " Lancaster Co., Pa.	58,661
" " McIntire, Essex Co., N. Y.	58,912
" " England, (cable bolt, E. V.)	59,105
" " Russia	76,089
" " Jackson Mountain, Lake Superior, as determined by Major Wade	89,582

The wonderful tenacity of the Lake Superior iron exceeds that of the finest Russia over thirteen thousand pounds per square inch, and yet the value of the iron is hardly known within the limits of our own State. The heavy restrictions imposed on the manufacturing of iron by Legislative enactments, have, without doubt, largely contributed to effect this state of things; while thousands of dollars might have been employed in the iron districts of Marquette county, the evidence is too clear that other States less favored than our own enjoy what ot right and legitimately belonged to Michigan.

Iron, like the bread we eat, has become an article of daily use, and indispensable to the comforts of life. In the march of modern improvement, it is fast becoming a substitute for marble, brick, stone, or wood, as a material for building purposes, and promises in a great measure, at no distant period, to take the place of all them. "It is largely employed for sidewalks in cities, for the pavement of streets, the enclosure of parks and public grounds, for aqueducts and viaducts, for bridges, for furniture, ornamental and useful, for plows and other farming utensils, formerly made of wood, for cradles for the young entering life, and coffins for the old going out of it."

A recent publication exhibits the following reliable statement of the amount of iron manufactured in England since 1750:

			Tons.
In 1750	there was manufactured,		20,000
1760	" "		37,000
1780	" "		50,000
1790	" "		65,000
1800	" "		125,000
1810	" "		290,000
1820	" "		400,000
1830	" "		680,000
1840	" "		1,395,000

In 1845 there was manufactured.....1,512,000
1850 " " 2,340,000
1852 " " 2,710,000
1854 " " 3,585,000

This statement exhibits an increase in the production of iron, within the space of one hundred years, of more than one hundred and seventy-five per centage.

The amount of iron produced in the United States, for the period of forty-five years, is no less wonderful:

Years.	Tons.	Years.	Tons.
1810.....	54,000	1842.....	230,000
1820.....	20,000	1843.....	320,000
1828.....	130,000	1846.....	765,000
1829.....	142,000	1848.....	800,000
1830.....	165,000	1849.....	650,000
1831.....	191,000	1850.....	564,000
1832.....	200,000	1853.....	500,000
1840.....	315,000	1855.....1,000,000	

In 1827 we had but one short railway in the United States, while now there are in operation 20,000 miles, constructed at a cost of not less than five hundred millions of dollars?

We ask, in view of the facts contained in this report, whether the interest of the State would not within a very few years be greatly promoted by the reduction of the per centage to the amount already named by your committee.

Is there not around us a vast field for the use of the iron ore of Lake Superior? Is not the stake for supremacy in this article of consumption worth trying for?

What article have we within our State that will bear a comparison with the ores of Superior, either in amount or value?

That State which can, within the next ten years, produce the best and purest iron ores, will have attained that heigth of supremacy which will, without doubt, monopo-

lize the entire trade for that article which is regarded as the best for tenacity and durability.

Will not Michigan, by a moderate specific tax, judiciously discriminate with the older States around her, so that we may aid our manufactures, and thus take a fair start in the race with Ohio and Pennsylvania? There are no insurmountable obstacles in the way, when once the onerous tax is removed.

Your committee, therefore, beg leave to introduce the following bill for the reduction of the State tax, recommend respectfully its passage, and ask to be discharged from the further consideration of the subject.

By order of the committee,

E. H. THOMSON,

Committee on State Affairs.

Lansing, Febuary 4, 1859.

The bill was read twice, referred to the committee of the whole, placed on the general order, and ordered printed.

On motion of Mr. Childs, it was

Resolved, That 500 extra copies of the report just made be printed for the use of this House.

By the committee on ways and means:

The committee on ways and means to whom was referred

A bill to provide a military fund in aid of the volunteer uniformed militia,

Have had the same under consideration, and instructed their chairman to report the same back, and recommend that the same be amended as follows:

Strike out "five" in line one of sction 8, and insert "three," so that an appropriation of three thousand dollars, instead of five thousand dollars, be appropriated for the year 1859, recommend the passage of the bill, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman.*

Report accepted and committee discharged.

The amendment was concurred in, and the bill ordered engrossed for a third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to change the name of Charles Albert Igglesden to Charles Albert Howard.

A bill to cede jurisdiction to the United States of America over land to be occupied as a site for a light-house building in this State.

A bill to amend sections 720, 724, 728, 729, 741, 746 and 778, of chapter 16, of the compiled laws of 1857, said chapter being an act entitled "an act to provide for organizing an active militia and for other purposes," approved May 18, 1847.

A bill to provide for laying out and constructing a State road through the counties of Iosco, Ogemaw, and others.

A bill to incorporate the village of Lowell, in the county of Kent.

A bill to amend section 36, chapter 14, of the revised statutes of 1846.

E. PERRY, *Chairman.*

Report accepted.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out and establishing a road in the counties of Tuscola and Lapeer,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, amended as follows, viz:

In the 3d line of section 2, after the word "taxes," insert the words, "as are not otherwise appropriated;" and also in the 2d line of section 12, strike out the words, "two dollars," and insert in lieu thereof the words, "one dollar and fifty cents,"

And recommend that the bill, as amended, do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, and committee discharged.

The amendments were concurred in.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on education:

The committee on education, to whom was referred the petition of

L. D. Hale, P. D. Chubb and 67 others, praying an amendment to the act providing "for the incorporation of institutions of learning, so as to give to such incorporations the power to change their respective locations, when circumstances make it necessary," &c., beg leave to report that they deem it unwise to recommend such a change of the act, as thereby much injury might be done to other institutions. The committe would suggest, however, that if the petitioners should indicate the place to which they wish to move their institution, no objection will be made to such a movement, provided no other educational interest should be thereby endangered.

Respectfully submitted, by

FOSTER PRATT,
For the Committee.

Report accepted and committee discharged.

The petition was laid on the table.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to amend an act entitled an act to amend an act entitled an act to provide for holding terms of the District Court in the Upper Peninsula, approved Jan. 28, 1857, approved Jan. 24, 1853.

Also,

A bill to change the name of Reuben Grant Cooper to Reuben Cooper Grant.

Also,

A bill to amend chapter 187, title 38, compiled laws.

Also,

A bill to change the name of Almira E. Thalimer,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back to the House, without amendment, recommend their passage, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The several bills were placed on the order for third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to amend an act entitled an act to amend chapter 93 of the

revised statutes of 1846, entitled of courts held by justices of the peace,

Have had the same under consideration, and respectfully report it back to the House with the following amendment:

Strike out all after the word "him," in line 65, down to and including the word "oath," in line 68, and insert the words "a certificate under his hand,"

In which they respectfully request the concurrence of the House, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The amendments were concurred in.

The bill was referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on federal relations:

The committee to whom was referred

A bill to change the name of the village of Fremont, in the county Alpena,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back to the House without amendment, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

JOHN GILLULY, *Chairman.*

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

By the committee on federal relations:

The committee on federal relations, to whom was referred sundry petitions relative to the delivering up of fugitive slaves, and praying for a law to prevent the same; also the petition of Lewis North and 108 others, praying that it may be made a State Prison offence to claim the right of property in, or exercise the right of property over another, in this State, have had the same under consideration, and beg leave to report, that in regard to the petitions praying for the passage of a law to prevent the delivering up of fugitive slaves, that further action on the part of the Legislature is not necessary, as the act of Feb-

ruary 13, 1855, was designed to, and if faithfully executed, will accomplish the object for which the petitioners pray.

The prayer of North and others is not so easily answered. Your committee were at first of the opinion that further legislation in Michigan was not necessary to prevent the bringing into or holding of slaves in our State, supposing that the Constitution and other existing laws of our State furnished a sufficient barrier against such a practice. But we are led to an opposite opinion when we reflect that, for the last ten years, everything has been done that could be done to spread the black pall of slavery over the whole country. The most solemn compacts have been disregarded and trampled upon; long established and what are supposed eternal barriers against the northward spread of that peculiar, baneful and blighting institution have been ruthlessly torn down and removed. The different departments of our government appearing to vie with each other in yielding up, at the dictation of the Slave Power, those privileges and birth-rights which our Fathers struggled so manfully to acquire, and which they supposed were sacred to us forever. As a State, Michigan might have rested secure, were it not for the crowning act of perfidy perpetrated by the Supreme Court in the case case of Scott *vs.* Sanford. If that doctrine is received, acquiesced in and acted upon, Michigan or any other free State may be converted into a slave State, at the will of the slave-owner. Such is the opinion of Judge McLean, who in the Dred Scott case uses the following language: "Allowing to my brethren the same right of judgment that I exercise myself, I must] be permitted to say that it seems to me that the precept laid down will enable the people of a slave State to introduce slavery into a free State for a longer or shorter time, as may suit their convenience."

It becomes us to inquire what those principles are to which Judge McLean alludes. Judge Campbell, in the case referred to, says: The inquiry arises whether the

manumission of the slave is effected by his removal, by his consent of his master, to a community where the law of slavery does not exist, in a case where neither the master nor slave discloses a purpose to remain permanently, and where both parties have continued to maintain their existing relation. No evidence, he says, is found in the record to establish the existence of a domicil acquired by the master and slave, either in Illinois or Minnesota. Questions of that kind depend upon acts and intentions, and are ascertained from the motives, pursuits, the condition of the family, and the fortune of the party; and no change will be inferred, unless evidence shows that one domicil was abandoned and there was an intention to acquire another.

The burden of proof is thrown upon the people of the free States; so that any number of slave-owners may come into our midst, with any number of slaves, and hold and traffic in them, and unless it could be shown that there was a change of domicil, in the manner indicated by Judge Campbell, slavery might continue in our State as long as the interest or will of the master might dictate; and the day would not be far distant when Senator Toombs and others would call the roll of their slaves on Bunker's heights, or in the streets of New York or Detroit. Such a doctrine deserves the honest indignation of every northern freeman, and we spurn it with contempt. We believe that where a slave is brought into our State, by the consent of his master, that moment he is free—free to enjoy life, liberty, and the pursuit of happiness, as he is to enjoy the blessings of the midnight air or the noonday sun.

All of which, together with the accompanying bill, we would respectfully submit.

JOHN GILLULY,
T. D. LANE,
F. MILES,
J. PERKINS,

Majority of Committee.

Report accepted, and committee discharged.

The bill was read twice by title, when

Mr. A. W. Buel called for the reading of the bill *in extenso*.

The bill having been read,

Mr. A. W. Buel moved that the bill be rejected, and called for the ayes and nays.

The call was seconded;

And the motion was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Connor,	Mr. McDermott,
Beers,	Dalton,	McKinley,
Beeson,	Davids,	Reeves,
A. W. Buel,	Dunbar,	Richardson,
H. S. Buel,	Frisbee,	Smith,
Bush,	Gies,	E. H. Thomson,
Carpenter,	Grace,	Warner,
Campau,	Greenfield,	Wendell, 24

NAYS.

Mr. Allen,	Mr. Gilluly,	Mr. Phelps,
Baldwin,	Gleasner,	Pratt,
Beebe,	Goodwin,	Raymond,
Brewster,	Green,	Reynolds,
Brooks,	Kelley,	Richards,
G. W. Brown,	Kelsey,	Robison,
Benj. Brown,	Kore,	Sessions,
S. F. Brown,	Lane,	Sharpe,
Carr,	Loomis,	Starkweather,
Childs,	McMahon,	Thomas,
Clark,	Mitchell,	R. Thompson
Dickey,	Monroe,	Wallace,
Driggs,	Mussey,	Watkins,
Enos,	Mulholland,	Wilkerson,
Fallass,	Newman,	Woolnough,
Ferris,	Newton,	Wixson,
Fowler,	Perry,	Speaker,
Gage,	Perkins,	58

The bill was then referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred

A bill to amend an act entitled an act to incorporate the village of Lexington,

Would respectfully report, that they have had the same under consideration, and have instructed me to report the same back without

amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

For the committee.

GEO. W. ALLEN.

Report accepted, and committee discharged.

The bill was placed on the order for third reading.

By the committee on State affairs:

Your committee, to whom was referred a petition of T. C. Whipple and forty others, and sundry other petitions, a copy of which is hereto attached, to wit:

To the Honorable the Senate and
House of Representatives of the State of Michigan:

Your petitioners, citizens of the county of Livingston, respectfully request that Act No. 167, entitled "An Act in relation to vacancies in county offices filled by appointment by the Governor, approved February 17th, 1857," may be repealed for the following reasons:

1st. Because it infringes our State Constitution, which authorizes only such temporary appointments by the Governor as are necessary to fill the vacancy till it can be otherwise filled by the people, at a general or special election.

2d. Because it takes away from the people the right which they before enjoyed under the commission and general statute of the State, of filling every vacancy in county offices by election.

3d. Because it was got up for a special purpose, in anticipation of a vacancy which soon after occurred in this county in the office of Judge of Probate, and thereby enabled Governor Bingham to appoint his brother to that office, and continue him there for nearly four years, against the wishes, and in defiance of the remonstrances of the great mass of all parties in this county.

4th. Because the act having accomplished the purpose for which it was intended, there can be no further excuse for its continuance; and we beg that hereafter, in common with the people of other counties—should vacancies unfortunately occur in our county offices—that the people may be permitted to fill them with their own chosen candidates, in the manner provided by those laws which this disgraceful act has repealed, but which we beg may be again restored to the statute book. And your petitioners will ever pray.

Respectfully report that they have had the same under consideration

and after a careful examination of said petitions, and of the provisions of the constitution and the laws therein referred to, are unanimously of the opinion, that said law or any provisions thereof does not in the slightest degree violate the letter or spirit of the constitution as claimed and alledged by said petitioners; that said law, as alledged by said petitioners, does not need any excuse for its continuance, it being founded in justice and equity and well calculated to advance the general interests of the people, which your committee consider of much more consequence than the political advancement of any one gentleman who may wish to procure a nomination and an office through the medium of a special election. Your committee are decidedly of the opinion that a special election to fill a vacany in a county office does not tend to the benefit of the people of the county in any manner, and it is not calculated to ensure more talent, ablity or honesty, but is more likely to be left in the hands of interested parties, who, for selfish purposes, will procure the attendance of their friends and partizans at caucuses and conventions and through them obtain nominations, no matter how unsuitable or incapable the aspirant may be, the people in general taking but little interest in the matter, neglecting or refusing to attend the primary meetings, conventions or elections, hence leaving the result almost entirely in the hands of the aspirants their adherents and followers.

A general election calling forth all the patriotism and love of country of the people, all take an interest in the mode of conducting the canvass, nominating candidates and electing officers. The number of officers to be elected at a general election, tend to call out a universal expression of the voters, and by so doing, insure the nomination and election of good and capable men.

The law referred to by said petitioners, does not require or authorise the Governor to fill any such vacancy, but when he does exercise the authority and power heretofore conferred on him that the person so appointed shall continue to discharge the duties of the office for the unexpired term of his predecessor, thereby doing away with the expense and trouble of a special election, as well as the other undesirable accompaniments of such election herein referred to.

Your committee are also of the opinion, that the general tenor of of said petitioners is discourteous and particularly disrespectful in applying the term disgraceful to an act of the previous Legislature.

Therefore, your committee recommend that said petitioners have

leave to withdraw their petition, and ask to be discharged from the further consideration of the said petition.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

Leave was granted to the petitioners to withdraw their petitions.

By the committee on public lands:

The committee on public lands beg leave to report, that they have had under consideration Senate bill No. 99, entitled

A bill to amend an act entitled an act to provide for the sale of the swamp lands, and the reclamation thereof, and to secure the pre-emption claims of settlers thereon,

And recommend that it do pass.

JAMES McMAHON, *Chairman.*

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 3, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to organize the county of Muskegon;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

Referred to committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to incorporate the village of Marquette;

In the passage of which the Senate have concurred by a majority

vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 3, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to authorize Ruth A. Spencer, a minor, to convey real estate.

Also,

A bill to organize the Michigan Asylum for the Insane, and more effectually to provide for the maintenance and recovery of the same.

Which has passed the Senate by a majority vote of all the Senators elect, and been ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

CHARLES V. DELAND,

Clerk of the House of Representatives.

The first named bill was read twice and referred to the judicary committee;

The second named bill was read twice and referred to the committee on Insane Asylum.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Allen offered the following:

Whereas, The Detroit and Milwaukee Railway Company have generously transported over their road all the supplies furnished by the State for the suffering people of Gratiot and Isabella counties "free of charge," therefore

Resolved, That a vote of thanks be tendered by this House to the Detroit and Milwaukee Railway Company and to their Superintendent, W. K. Muir, Esq., for their liberality in thus helping to alleviate the sufferings of the unfortunate.

Which was adopted.

Mr. Childs, pursuant to notice, moved to reconsider the vote taken yesterday, upon

A bill to attach to townah ps in Bay county certain territory within said county;

Which motion was adopted.

The bill entitled

A bill to attach to townships in Bay county certain territory within said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Phelps,
Baldwin,	Gage,	Pratt,
Bancroft,	Gies,	Raymond,
Beebe,	Gilluly,	Reynolds,
Beers,	Glessner,	Richards,
Beeson,	Goodwin,	Richardson,
Brewster,	Grace,	Robison,
Brooks,	Green,	Sessions,
G. W. Brown,	Greenfield,	Sharpe,
Benj. Brown,	Kelley,	Smith,
S. F. Brown,	Kelsey,	Starkweather,
H. S. Buel,	Kore,	Thomas,
Carr,	Lane,	E. H. Thomson,
Carpenter,	Loomis,	R. Thompson,
Childs,	McMahon,	Wallace,
Clark,	McKinley,	Warner,
Connor,	Mitchell,	Watkins,
Davids,	Mussey,	Wendell,
Dickey,	Mulholland,	Wilkerson,
Driggs,	Newman,	Woolnough,
Enos,	Newton,	Wixson,
Fallass,	Perry,	Speaker,
Ferris,	Perkins,	68

NAYS.

Mr. Fowler,	Mr. Reeves,	2

Title agreed to.

On motion of Mr. Raymond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Gage moved to discharge the committee of the whole from the further consideration of House bill No. 76, entitled

A bill to continue in force an act for the purchase of Webster's Dictionary by school districts,

And place the same on the order for third reading.

Which motion was adopted.

Mr. Wixson moved that the committee of the whole be discharged from the further consideration of House bill No. 52, being

A bill to provide for the laying out and establishing a State road in the county of Sanilac, to be called the Fremont State road,

And that the same be ordered engrossed for a third reading.

Which was adopted.

Mr. McKinley moved to discharge the committee of the whole from the further consideration of

A bill to organize a certain township in the county of Manitou,

And that it be placed on the order for third reading.

Which was adopted.

Mr. McMahon asked and obtained unanimous consent to introduce

A bill to amend an act to incorporate the city of Ann Arbor, approved April 4th, 1857, and the acts amendatory thereof;

The bill was read twice and referred to the committee on banks and incorporations.

Mr. Mulholland asked and obtained unanimous consent to introduce

A bill to authorize the supervisors of the counties of Wayne and Monroe to repair the United States turnpike in said counties, and an appropriation therefor;

Which was read twice and referred to the committee on roads and bridges.

Mr. Benj. Brown asked and obtained unanimous consent to introduce

Joint resolution relative to the compensation of the firemen of the House of Representatives;

Which was read twice, and referred to the committee on ways and means.

Also, by unanimous consent, introduced

A bill to amend chap. 140 of compiled laws relative to proceedings against debtors by attachment;

Which was read twice and referred to the committee on the judiciary.

Also, in pursuance of previous notice, leave being granted, introduced

A bill to amend sec. 194, of chap. 117 of the compiled laws, relative to to the transfer of suits before justices of the peace in certain cases;

Which was read twice, and referred to the committee on the judiciary.

Also, by unanimous consent, introduced

A bill to amend sec. 41, of chapter 117 of the revised statutes, being section 5151 of the compiled laws;

Which was read twice and referred to the committee on the judiciary.

Mr. Phelps, as chairman of the committee on the House of Correction, asked and obtained unanimous consent to introduce the following bills:

A bill to amend section 1, chapter 74 of the compiled laws of 1857;

Also,

A bill to change the name of the House of Correction;

Which were read twice, and

On motion of Mr. S. F. Brown,

The rules were suspended, and the bills placed on the order for third reading.

Mr. McMahon moved that the committee of the whole be discharged from further consideration of House bill No. 67, being

A bill to admit clergymen to visit prisoners confined in any jail or prison in this State,

And that the same be placed on the order of third reading

Which was not adopted.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill granting corporate privileges to the order of Oddfellows; Free and Accepted Masons, and other societies;

Also, joint resolution for the relief of John Leonard.

Mr. H. S. Buel gave notice that on some future day he would ask leave to introduce

A joint resolution for the publication of a general directory of the inhabitants of the State of Michigan, engaged in manufacturing, agriculture, commerce, professionally and otherwise.

On motion of Mr. Childs,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock, P. M.

House met, and was called to order by the Speaker.

Roll called; quorum present.

Leave of absence was granted to Messrs. Kelley and Felt, for an indefinite time, on account of sickness.

The House took up the

SPECIAL ORDER OF THE DAY,

The same being

A joint resolution to provide for an amendment to the constitution in respect to sessions of the Legislature.

Mr. A. W. Buel moved to amend by inserting in line 16, after the word "respects," the word "shall."

Which was adopted.

Mr. A. W. Buel moved to amend by adding to the joint resolution the words, "but extra compensation may be allowed to the members from the territory of the Upper Peninsula, not exceeding two dollars a day, during a session."

Which motion was adopted.

Mr. Carr moved to strike out the word "second," in line 4.

Mr. S. F. Brown called for the yeas and nays.

The call was seconded,

And the House refused to strike out the word "second," by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Ferris,	Mr. Smith,
Beers,	Grace,	E. H. Thomson,
Carr,	McKinley,	Wendell,
Dalton,		10

NAYS.

Mr. Baldwin,	Mr. Fowler,	Mr. Newton,
Beebe,	Frisbee,	Perry,
Beeson,	Gage,	Perkins,
Brewster,	Gies,	Phelps,
Brooks,	Gilluly,	Pratt,
G. W. Brown,	Glessner,	Raymond,
Benj. Brown,	Goodwin,	Reynolds,
S. F. Brown,	Green,	Richards,
A. W. Buel,	Greenfield,	Richardson,
H. S. Buel,	Kelsey,	Robison,
Bush,	Kere,	Sessions,

Carpenter,
Childs,
Clark,
Campau,
Conner,
Davids,
Dickey,
Driggs,
Dunbar,
Enos,
Fallass,
Lane,
Loomis,
McMahon,
McDermott,
Miles,
Mitchell,
Monroe,
Mussey,
Mulholland,
Newman,
Sharpe,
Starkweather,
Thomas,
R. Thompson,
Wallace,
Warner,
Watkins,
Wilkerson,
Winsor,
Speaker.

64

Mr. Benj. Brown moved to strike out the word "January," in line 3, and insert "December;"

Which was not adopted.

Mr. Carpenter moved to strike out the word "sixty," in line 7 and insert "forty;"

Mr. Mussey called for a division of the question,

The question being on striking out, the House refused to strike out the word "sixty."

Mr. Phelps moved to stike out the words "without day," in line 6,

Mr. Dickey called for the yeas and nays,

The call was seconded,

And the House refused to strike out, by yeas and nays, as follows:

YEAS.

Mr. Beers,
Dickey
Fowler,
Mr. McDermott,
McKinley,
Mr. Phelps,
R. Thompson,

7

NAYS.

Mr. Baldwin,
Bancroft,
Beebe,
Beeson,
Brewster,
Brooks,
G. W. Brown,
Benj. Brown,
S. F. Brown,
A. W. Buel,
Bush,
Carr,
Carpenter,
Childs,
Clark,
Dalton,
Mr. Fallass,
Ferris,
Frisbee,
Gage,
Gies,
Gilluly,
Gleasner,
Grace,
Green,
Greenfield,
Kore,
Lane,
Loomis,
Miles,
Mitchell,
Mussey,
Mr. Pratt,
Raymond,
Reeves,
Reynolds,
Richards,
Richardson,
Robison,
Sessions,
Sharpe,
Smith,
Starkweather,
Thomas,
E. H. Thomson,
Warner,
Watkins,
Wendell,

Davids,	Newman,	Wilkerson,
Driggs,	Newton,	Woolnough,
Dunbar,	Perry,	Wixson,
Enos,	Perkins,	59

Mr. E. H. Thomson moved to strike out all after the word "dollars," in line 8;

Which was not adopted.

Mr. Kelsey moved to insert in line 7, after the word "expired," the words, "except on recommendation of the Governor, by special message;"

Which motion was not adopted.

Mr. McMahon moved to amend, by inserting in line 9, after the word "sickness," the words, "for the first seventy days, and nothing thereafter;"

Which was not adopted.

Mr. A. W. Buel moved to strike out the words, "its joint," in line 6, and insert, "concurrent."

Mr. McMahon moved to amend, by inserting in line 9, after the word "sickness," the words, "for the first eighty days of the session, and nothing thereafter;"

Which was adopted.

Mr. Kelsey moved to reconsider the vote just taken.

Mr. Watkins called for the yeas and nays.

The call was seconded; and the motion to reconsider was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Grace,	Mr. Reeves,
Bancroft,	Greenfield,	Richardson,
Beers,	Kelsey,	Sessions,
Beeson,	Kore,	Sharpe,
Brewster,	Loomis,	Smith,
Brooks,	McDermott,	Starkweather,
A. W. Buel,	McKinley,	Thomas,
Bush,	Mitchell,	E. H. Thomson,
Dalton,	Monroe,	Wallace,
Davids,	Mussey,	Warner,
Dickey,	Perry,	Watkins,
Fallass,	Perkins,	Wendell,
Fowler,	Phelps,	Speaker,
Frisbee	Pratt,	41

NAYS.

Mr Baldwin,	Dunbar,	Mr. Miles,	
Beebe,	Enos,	Mulholland,	
G. W. Brown,	Ferris,	Newman,	
Benj. Brown,	Gage,	Newton,	
S. F. Brown,	Gies,	Raymond,	
H. S. Buel,	Gilluly,	Reynolds,	
Carr,	Glessner,	Richards,	
Carpenter,	Goodwin,	Robison,	
Childs,	Green,	R. Thompson,	
Clark,	Lane,	Wilkerson,	
Connor,	McMahon,	Woolnough,	85

The question recurring upon the motion to insert in line 9, after the word "sickness," the words "for the first eighty days of the session, and nothing thereafter."

Mr. Loomis moved to strike out "eighty," and insert "ninety."

Mr. E. H. Thomson demanded the previous question;

Which was ordered.

Mr. Grace called for the yeas and nays.

The call was seconded; and the motion to strike out "eighty" and insert "ninety," was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Enos,	Mr. Mussey,	
Brewster,	Ferris,	Phelps,	
Carr,	Frisbee,	Reynolds,	
Carpenter,	Gies,	Thomas,	
Dalton,	Loomis,	Watkins,	15

NAYS.

Mr. Allen,	Mr. Gage,	Mr. Perkins,	
Baldwin,	Gilluly,	Pratt,	
Bancroft,	Glessner,	Raymond,	
Beebe,	Goodwin,	Reeves,	
Beeson,	Grace,	Richards,	
G. W. Brown,	Green,	Richardson,	
Benj. Brown.	Greenfield,	Robison,	
S. F. Brown,	Kelsey,	Sessions,	
A. W. Buel,	Kore,	Sharpe,	
H. S. Buel,	Lane,	Starkweather,	
Bush,	McMahon,	E. H. Thomson,	
Childs,	McDermott,	R. Thompson,	
Clark,	McKinley,	Wallace,	
Connor,	Miles,	Warner,	
Davids,	Mitchell,	Wendell,	
Dickey,	Monroe,	Wilkerson,	
Driggs,	Mulholland,	Woolnough,	

Dunbar,	Newman,	Wixson,
Fallass,	Newton,	Speaker,
Fowler,	Perry,	59

The question then recurred on the original motion;

On which,

Mr. McMahon called for the yeas and nays.

The call was sustained, and the motion was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Mulholland,
Beebe,	Enos,	Newman,
Brewster,	Ferris,	Newton,
G. W. Brown,	Gage,	Raymond,
Benj. Brown,	Gies,	Reynolds,
S. F. Brown,	Gilluly,	Richards,
H. S. Buel,	Green,	Robison,
Carr,	Kelsey,	Sharpe,
Carpenter,	Kore,	R. Thompson,
Childs,	Lane,	Watkins,
Clark,	McMahon,	Wilkerson,
Connor,	Miles,	Woolsough, 36

NAYS.

Mr. Baldwin,	Mr. Frisbee,	Mr. Pratt,
Bancroft,	Giessner,	Reeves,
Beers,	Goodwin,	Richardson,
Beeson,	Grace,	Sessions,
Brooks,	Greenfield,	Starkweather,
A. W. Buel,	Loomis,	Thomas,
Bush,	McKinley,	E. H. Thomson,
Dalton,	Mitchell,	Wallace,
Davids,	Monroe,	Warner,
Dickey,	Mussey,	Wendell,
Driggs,	Perry,	Wixson,
Fallass,	Perkins,	Speaker,
Fowler,	Phelps,	38

The question recurring upon the passage of the joint resolution, two-thirds of all the members elect not voting for the same, it was not passed, by yeas and nays as follows:

YEAS.

Mr. Bancroft,	Mr. Ferris,	Mr. Newman,
Beers,	Fowler,	Perry,
Beeson,	Frisbee,	Perkins,
Brewster,	Gies,	Phelps,
Brooks,	Gilluly,	Pratt,
A. W. Buel,	Grace,	Reeves,

H. S. Buel,	Greenfield,	Reynolds,
Bush,	Kelsey,	Richardson,
Carpenter,	Kore,	Sessions,
Connor,	Loomis,	Thomas,
Dalton,	McDermott,	E. H. Thomson,
Davids,	McKinley,	Warner,
Driggs,	Miles,	Watkins,
Dunbar,	Mitchell,	Wendell,
Enos,	Monroe,	Wixson,
Fallass,	Mussey,	Speaker, 48

NAYS.

Mr. Allen,	Mr. Gage,	Mr. Richards,
Baldwin,	Gleasner,	Robison,
Beebe,	Goodwin,	Sharpe,
Benj. Brown,	Green,	Starkweather,
S. F. Brown,	Lane,	R. Thompson,
Carr,	McMahon,	Wallace,
Childs,	Mulholland,	Wilkerson,
Clark,	Newton,	Woolnough,
Dickey,	Raymond,	26

Mr. Fowler, by unanimous consent, introduced

A bill to constitute a State Board of Agriculture, and to amend an act for the establishment of a State Agricultural School, approved Feb. 12, 1858,

Which was read twice and referred to the committee on State affairs.

Mr. Mussey moved that joint resolution No. 16, being

A joint resolution to provide for an amendment of the constitution concerning banking corporations,

Be made the special order for Tuesday afternoon at two o'clock;

Which was adopted.

Mr. McMahon moved that the vote taken on the

Joint resolution to provide for an amendment to the constitution in respect to the sessions of the Legislature,

Be reconsidered.

Which was adopted.

Mr. McMahon moved to reconsider the vote on the motion to insert in the 9th line, after the word "sickness," the words, "for the first eighty days of the session, and nothing thereafter."

Which was adopted.

The question recurring on the adoption of the amendment,

Mr. McMahon demanded the previous question.

Which was ordered.

Mr. Gates called for the yeas and nays.

Which call was sustained.

And the amendment was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Perkins,
Baldwin,	Gage,	Raymond,
Beebe,	Gies,	Reynolds,
G. W. Brown,	Gilluly,	Richards,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Thomson,
Carr,	Lane,	R. Thompson,
Carpenter,	McMahon,	Warner,
Childs,	McDermott,	Watkins,
Clark,	Miles,	Wilkerson,
Connor,	Mulholland,	Woolnough,
Dunbar,	Newman,	Wixson,
Enos,	Newton,	Speaker,
Ferris,		43

NAYS.

Mr. Bancroft,	Mr. Fowler,	Mr. Musy,
Bates,	Gleasner,	Phelps,
Besson,	Goodwin,	Pratt,
A. W. Buel,	Grace,	Reeves,
Bush,	Greenfield,	Richardson,
Dalton,	Loomis,	Sessions,
Davids,	McKinley,	Starkweather,
Dickey,	Mitchell,	Wallace,
Driggs,	Monroe,	Wendell,
Fallass,		20

The question recurring upon the passage of the joint resolution, two-thirds of all the members elect not voting for the same it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,
Besson,	Frisbee,	Perkins,
Baldwin,	Fowler,	Perry,
Brewster,	Gage,	Raymond,
Brooks,	Gies,	Reynolds,
G. W. Brown,	Gilluly,	Richards,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Kelsey,	Sessions,
A. W. Buel,	Kore,	Sharpe,
H. S. Buel,	Lane,	E. H. Thomson,
Carr,	Loomis,	R. Thompson,

Carpenter,	McMahon,	Warner,
Childs,	McDermott,	Watkins,
Clark,	Miles,	Wilkerson,
Connor,	Mussey,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	Speaker,
Fallass,		52

NAYS.

Mr. Beebe,	Mr. Goodwin,	Mr. Phelps,
Beers,	Grace,	Pratt,
Bush,	Greenfield,	Richardson,
Dalton,	McKinley,	Starkweather,
Davids,	Mitchell,	Thomas,
Dickey,	Monroe,	Wendell,
Driggs,		19

On motion of Mr. Pratt,

The vote just taken was reconsidered.

Mr. Pratt moved that the joint resolution be made the special order for Tuesday evening at 7 o'clock,

Which motion was adopted.

On motion of Mr. Kore,

The House adjourned till to-morrow morning at ten o'clock.

Lansing, Saturday, February 5, 1859.

House met pursuant to adjournment, and in the absence of the Speaker and Clerk, was called to order by the Assistant Clerk.

On motion of Mr. Monroe,

Hon Charles Dickey was elected Speaker *pro tem.*

Prayer by Rev. Mr. Lee.

Roll called: quorum present.

Absent at roll call, Messrs. Bancroft, Felt and the Speaker.

PETITIONS PRESENTED.

By Mr. McMahon: memorial of R. B. Glazier, against restoring the death penalty.

The reading of the memorial was called for.

The Clerk commenced reading the same, when

Mr. Loomis moved that the further reading of the memorial be dispensed with.

Which motion was not adopted.

The memorial was then read, and referred to the judiciary committee.

By Mr. Mussey: the memorial of the directors of the Bay de Noquet and Marquette Railroad Company.

Referred to the committee on banks and incorporations.

By Mr. Wendell: the petition of James McBride and 90 others, praying for a new Representative district;

Referred to the committee on the judiciary.

By Mr. Beeson: the petition of E. M. Plimpton and 124 others, praying for the formation of a new county from territory now in the county of Berrien;

Referred to the committee on towns and counties.

Also,

The petition of James McKee and 28 others, for the same purpose;

Referred to the committee on towns and counties.

Also,

The petition of Alonzo Bennett and 88 others, for the same;

Referred to the committee on towns and counties.

By Mr. Fallass: the petition of J. H. Woodworth and 31 others asking for a law for the registration of births and deaths;

Referred to committee on State affairs.

By Mr. Driggs: the petition of James Furgerson and 40 others, praying to have the right of the elective franchise extended to female;

Referred to the committee on amendments to the Constitution.

By Mr. Phelps: the petition of Ebenezer Walker and 50 others, asking the name of the village of Hamilton, in Ingham county, to be changed to Okemos;

Referred to the committee on towns and counties.

By Mr. Woolnough: the remonstrance of F. H. Southworth and 335 others, citizens of Calhoun county, against the chartering of cities in said county and thereby changing the responsibilities of the Board of Supervisors;

Referred to the committee on banks and incorporations.

By Mr. Bushnell: the remonstrance of the Common Council of the city of Detroit against the division of the county of Wayne;

Referred to the committee on towns and counties.

By Mr. B. Brown: the petition of D. C. Buckland, John P. Leroy, H. W. Leroy and 3 others;

Also, of Peter Addis and 64 others;

Also, of H. H. Root, Edwin Martin, F. Darrow, James Carhart and 87 others;

Also, of Jacob Voorhis, Wm. Hubbard, Jacob Norris and 23 others;

Also, of Wm. Bird, E. C. Horton and 88 others;

Also, of Wm. F. Hadley, John Bird, Thos. Hadley, J. B. Young and 17 others;

Also, of Isaac Van Winckle, J. L. Stevens, Wm. C. Scranton, Joseph Converse and 19 others;

Also, of John C. Davis, H. W. Horton, Myron Hickey, John Pepsin and 42 others;

Also, of Chas. H. Bronson, D. B. Lord, Richard Bronson, Chas. C. Johnson, P. W. Freeman and 85 others;

Also, of Wm. L. Blake, J. Pettey, P. Gallagher, James Chapman and 13 others, all praying that the act incorporating the Pontiac and Groveland Plank Road Company may be repealed.

All of which were referred to the committee on roads and bridges.

REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred sundry bills, viz:

A bill to amend an act to authorize the formation of corporations for mining, smelting or manufacturing iron, copper, &c.;

Also,

A bill to amend an act to confer certain powers upon mining companies, approved Feb. 13, 1855;

Also, Senate bill No. 83, being

A bill to provide for the rate of compensation to be paid for the transportation of persons over the Paw Paw Railroad Company railroad; also,

A bill to amend section 10 of an act to incorporate the village of Constantine;

Would respectfully report that they have had the same under consideration and have instructed their chairman to report the same back to the House without amendment, recommend their passage, and ask to be discharged from the further consideration thereof.

All of which is respectfully submitted.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

The first, third and fourth named bills were referred to the committee of the whole, placed on the general order and ordered printed.

The second named bill was read twice and placed on the order for third reading.

By the committee on banks and incorporations :

The committee upon Banks and Incorporations, to whom was referred the memorial of the Bay de Noquet and Marquette Railroad Company, with a bill to confirm the sale of the Iron Mountain Railroad, would respectfully report, that the memorial of the Directors of the Bay de Noquet and Marquette Railroad Company, now before your committee, shows that the sale of the Iron Mountain Railroad to their Company, was made with the unanimous consent of the stockholders of both Companies.

These Companies now ask of the State an act confirming the sale, which was consummated December 31, 1858.

This application is precisely the same in principle, as the Bill which has passed this House authorizing the Detroit and Milwaukee Railroad Company to purchase the Port Huron and Milwaukee Railroad. If the parties in interest are agreed as to the present case, the State has no interest adverse to the sale, and it should be confirmed as a matter of right, if there are no other interests to be injuriously affected thereby.

At the last session of the Legislature the same matter came before the House in the form of a Bill to authorize the sale of the Iron Mountain Railroad to this same Company. The measure was recommended by the Governor, in a special message, the Bill passed the Senate, but when it came into the House it was defeated without debate, just at the close of the session.

To enable the House to understand the right of the matter, your committee have taken some pains to ascertain the principal facts bearing upon the question, to which they ask your attention.

There are three land grant Roads in the Upper Peninsula, commencing at Marquette; and these three Roads, each and all of them, are laid out and located on the route of the Iron Mountain Railroad, from Marquette to the Iron Mines, a distance of 17¼ miles. These are the Marquette & Ontonagon; the Marquette & State Line, and the Bay de Noquette & Marquette Railroads. This location was partly compelled by the geographical features of the country, and partly designed; since but one Road was necessary from Marquette to the summit line at the Mines, which was the most expensive part of the Road.

The commissioner of the land office at Washington has decided that where two or more roads cross each other, or where they interfere by running on the same route, they shall take only the lands allowed for one road among them all, to whom the lands are awarded in common. So that these three roads from Marquette to the Mines will each draw but one-third of 120 sections under the act of Congress, and but one-half of this one-third under the law of this State.

Since but one road is necessary from Marquette to the Iron Mines, or will be necessary for many years to come, it follows that the road which becomes the purchaser of the Iron Mountain Railroad, will, by completing two and three-fourth miles more of the road, be entitled to draw one-third of this land, and if the other roads shall finally fail to build their road, then they will draw the remaining two-thirds. But the right of either of the other two roads to build a parallel road remain unaffected, and when they build, and not till then, will they be entitled to draw their quota of land.

The Iron Mountain Roilroad projected by the late Hon. Heman B. Ely, was incorporated in 1855 under the general railroad law. Its construction was commenced in 1852, and was prosecuted under great hardships and disasters. The great object of the road was to open the vast iron

deposits of that region and move the ore to the lake. The cost of the road exceeded more than twice the original estimates and not until the Spring of 1858, was the Road finally completed, and set in operation. Last year the Road carried down to Marquette 30,000 tons of iron ore. The Road has not yet paid a dividend of one cent of interest to its proprietors, and it is still a doubtful question, whether, after the expenses of running and repairs and wear of road are paid, there will be any surplus.

The connection of the Iron Mountain Railroad with the land grant Roads of the Upper Peninsula was as follows:

The Chicago, St. Paul & Fon du Lac Railroad Company wished to extend their Road to Lake Superior, sending one branch to Marquette and one to Ontonagon. The Iron Mountain Road was then but partly completed, and its proprietors were anxious to sell it. As it lay on the route of the new Road, and had some prospect of business in carrying ore, the Chicago Road were anxious to purchase. The Marquette & State Line Railroad land grant was procured for the Chicago Road, and united with it by consolidation. After this the Iron Mountain Railroad was sold and conveyed to the Chicago Company, but subject to the payment of the purchase money. The subsequent commercial revulsion prostrated the credit and resources of the Chicago company, and threw back the Iron Mountain railroad upon its original proprietors, with a heavy debt upon it, contracted for its completion. This debt, amounting to about $160,000, was advanced by the stockholders, and the road completed and set in operation.

The same parties who owned the Iron Mountain railroad and the Lake Superior Iron Mountain obtained the charter of the Bay De Noquette and Marquette railroad. They have sold the Iron Mountain Road to the last named Company, for the purpose of securing the land grant which would otherwise revert to the general government. If the sale is confirmed they will complete the 2¼ miles more of the

Road necessary to make up 20 miles, and they propose within the lifetime of the act to finish the road to the Bay, if the wants and business of the country would justify it. They have therefore directed their chairman to report the bill back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration thereof. All of which is respectfully submitted.

Report accepted and committee discharged.

Mr. Mussey moved that the bill be placed on the order for third reading.

Mr. E. H. Thomson called for the yeas and nays.

The call was seconded;

And the motion was not adopted, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Enos,	Mr.	Reynolds,
	Beers,		Gies,		Sessions,
	Beeson,		Gilluly,		Thomas,
	G. W. Brown,		Greenfield,		R. Thompson,
	Benj. Brown,		Kelley,		Wallace,
	Dalton,		Kore		Warner,
	Daniels,		McKinley,		Watkins,
	Davids,		Mussey,		Wendell,
	Dickey,		Phelps,		Wixson,
	Driggs,				28

NAYS.

Mr.	Baldwin,	Mr.	Fowler,	Mr.	Newton,
	Bancroft,		Frisbee,		Perkins,
	Beebe,		Glessner,		Pratt,
	Brewster,		Goodwin,		Raymond,
	S. F. Brown,		Grace,		Reeves,
	A. W. Buel,		Green,		Richards,
	H. S. Buel,		Kelsey,		Richardson,
	Bush,		Lane,		Robison,
	Bushnell,		Loomis,		Sharpe,
	Carr,		McMahon,		Smith,
	Carpenter,		McDermott,		Starkweather,
	Childs,		Miles,		E. H. Thomson,
	Clark,		Mitchell,		Wilkerson,
	Conner,		Mulholland,		Woolnough,
	Dunbar,		Newman,		Speaker, 45

The bill was then referred to the committee of the whole, placed on the general order, and ordered printed.

By the committee on State affairs:

Your committee, to whom was referred

A bill to renew internal improvement land warrants issued by the Auditor General, pursuant to an act entitled an act to regulate the issuing of certain land warrants, approved March 29, 1848,

Respectfully report, that they have had the same under consideration, and recommend the passage thereof.

Also,

A bill to amend section 5,690 of the compiled laws, relative to fees of witnesses in criminal cases,

Which your committee have duly considered, and recommend the passage of the same.

Also,

A bill to provide for ascertaining the amount of cereals annually produced in the State of Michigan,

Which your committee have examined, and recommend its passage.

JAMES McMAHON, *Chairman.*

The first named bill was read twice and placed on the order for third reading.

The second named bill was

On motion of Mr. Reynolds,

Placed on the order for third reading.

The third named bill was,

On motion of Mr. Pratt,

Placed on the order for third reading.

By the committee on education:

The committee on education, to whom was referred

So much of the message of Gov. Wisner, as relates to the establishment of free schools in the State,

Respectfully report that they have had the same under consideration, and have directed their chairman to report a bill which is herewith submitted, and ask to be discharged from the further consideration thereof.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order and ordered printed.

From the special committee on amendments to the constitution:

The undersigned, a minority of the select committee on constitu-

tional amendments, to whom were referred sundry petitions praying for an amendment of the constitution so as to authorize the granting of licenses for the sale of ardent spirits and other intoxicating liquors, and restrain and regulate the sale thereof, respectfully report that the committee have had the same under consideration, but were unable to agree upon the subject referred to in said petitions. The undersigned, a minority of your committee, are clearly of the opinion that an amendment of the constitution, so as to enable the Legislature to grant licenses, and thereby restrain and regulate the sale of ardent spirits and intoxicating liquors, would be far more conducive to the public good, and far more promotive of temperance in the use of intoxicating drinks, than the present prohibitory laws, which are now practically a dead letter on our statutes, and the open and universal disregard of which seem only as a standing example and precedent for tr ating with like disregard all laws which may be offensive to the people, however necessaay and indispensable they may be for the maintenance of order and good government.

The minority of your committee therefore deem it their duty to report the accompanying joint resolution to provide for an amendment of the constitution according to the prayer of the petitioners, and recommend its adoption.

All which is respectfully submitted.

ALEX. W. BUEL,
GEORGE T. WENDELL.

Report accepted.

On motion of Mr. A. W. Buel,

The joint resolution was laid on the table and ordered printed.

By the judiciary committee:

The committee of the judiciary to whom was referred Senate bill,

A bill to authorize Ruth A. Spencer, a minor, to convey real estate:

Ask leave to report that they have had the same under consideration, report the bill back to the House with the following amendment, to stand as a substitute for said bill, and recommend the adoption of said amendment.

All which is respectfully submitted.

By direction of the committee,

ALEX. W. BUEL.

Amendment to Senate bill to authorize Ruth A. Spencer, a minor to convey real estate:

Strike out all after enacting clause, and insert the following as a substitute:

"That when Ruth A. Spencer, of the township of Keeler, in this State, shall attain the age of twenty years, it shall be deemed and held in law, and in all courts and judicial proceedings whatsoever, that she has attained her majority, and she shall possess the same rights and powers as if she had attained the age of twenty-one years."

Report accepted, and committee discharged.

The amendment was adopted, and the bill placed on the order for third reading.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to amend chapter 140 of compiled laws, relative to proceedings against debtors by attachment;

Also,

A bill to amend section 117 of revised statutes, being section 5151 of compiled laws,

Have had the same under consideration, and would respectfully report them back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

The same committee have also had under consideration

A bill to amend chapter 117 of the compiled laws, relative to the transfer of suits before justices of the peace in certain cases,

And report the same back to the House without amendment, with a recommendation that it do not pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

The two first named bills were referred to the committee of the whole, placed on the general order, and ordered printed.

The third named bill was,

On motion of Mr. McMahon,

Laid on the table.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to amend sec. 8, chap. 12, of compiled laws of the State of Michigan,

Have had the same under consideration, and have instructed their chairman to report it back, with the following amendment: strike out "two directors of the poor," in lines 11 and 12, in which the conourrence of the House is requested, without recommendation, and ask to be discharged from the further consideration thereof.

The same committee have also had under consideration Senate bill No. 28, being

A bill to amend chap. 194 of the compiled laws,

Have had the same under consideration, and report it back to the House, with a recommendation that it do pass, and ask to be discharged from its further consideration.

DEXTER MUSSEY, *Chairman.*

Report accepted, and the committee discharged.

The first named bill was,

On motion of Mr. Mussey,

Laid on the table.

The second named bill,

On motion of Mr. Mussey,

Was placed on the order for third reading.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to amend that part of chapter 119 of the compiled laws, entitled an act to appoint an additional circuit court commissioner for the county of Wayne, approved February 14, 1853, have had the same under consideration, and beg leave to report that after a careful investigation of the matter, have not been able to discover any urgent necessity for increasing the number of circuit court commissioners in Wayne county, as proposed in said bill. The remonstrance unanimously signed by the members of the Detroit Bar, which was also referred to your committee, against the passage of said bill, represents that there is no more business in the county than could be effectually done by one commissioner, and that neither the attorneys nor the people of the county demand any legislation of this character. They therefore report the bill back to the House without recommendation, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mulholland,

The bill and memorial were laid on the table.

By the committee on education:

Your committee to whom was referred Senate bill No. 35, being

A bill to organize the Michigan Asylum for the insane, and more effectually to provide for the care, maintenance, and recovery of the same,

Beg leave to report, that they have had the same under consideration and have directed their chairman to report the same back to the House, with the recommendation that it do pass, and ask to be discharged from the further consideration thereof.

FOSTER PRATT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pratt,

The bill was placed on the order for third reading.

By the committee on education:

Your committee to whom was referred

A bill to provide for the care and management of the State library,

Beg leave to report that they have had the same under consideration, and have ordered the same to be reported, together with sundry amendments, back to the House, in which amendments the concurrence of the House is respectfully asked, and your committee recommund that the bill when so amended do pass, and ask to be discharged from the further consideration of the same.

For the committee,

FOSTER PRATT.

Report accepted, committee discharged, amendments concurred in, the bill referred to the committee of the whole, placed on the general order and ordered printed.

By the committee on ways and means:

The committee of ways and means, to whom was referred

A joint resolution relative to the compensation of fireman for the House of Representatives,

Respectfully report that they have had the same under consideration, and instructed me to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

CHAS. DICKEY, *Ch'n.*

Report accepted and committee discharged.

On motion of Mr. Mitchell,

The joint resolution was placed on the order for third reading.

By the committee on towns and counties:

The commitee on towns and counties, to whom was referred

Senate bill entitled

A bill to change the name of the township Teal Lake, in the county of Marquette,

Ask leave to report the same back and recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kore,

The bill was ordered engrossed for a third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to legalize the tax roll of the township of Midland, in Midland county,

Have had the same under consideration, and respectfully report a substitute, and recommend the adoption of the substitute, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The substitute was adopted.

On motion of Mr. Carr,

The bill was ordered engrossed for a third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the city of Ann Arbor,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

On motion of Mr. McMahon,

The rules were suspended, and the bill placed on its final passage.

Mr. Childs moved that the bill be read a third time by its title.

The bill, being

A bill to amend the charter of the city of Ann Arbor,

Was then read a third time by its title and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perry,
Baldwin,	Gies,	Perkins,
Bancroft,	Gullily,	Phelps,
Beeson,	Gleesner,	Raymond,
G. W. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Richardson,
A. W. Buel,	Green,	Robison,
H. S. Buel,	Greenfield,	Sessions,
Bush,	Kelley,	Sharpe,
Carr,	Kelsey,	Smith,
Childs,	Kore,	Starkweather,
Clark,	Lane,	E. H. Thomson,
Connor,	McMahon,	R. Thompson,
Daniells,	McDermott,	Warner,
Davids,	McKinley,	Watkins,
Dickey	Miles,	Wendell,
Driggs,	Mitchell,	Wilkerson,
Dunbar,	Monroe,	Woolnough,
Ferris,	Mulholland,	Wixson,
Fowler,	Newman,	Speaker,
Frisbee,	Newton,	62

NAYS.

Mr. Beebe,	Mr. Carpenter,	2

Title agreed to.

By the committee on State affairs:

The committee on State affairs to whom was referred

A bill to provide for the taking and preserving of local newspapers by county and town clerks,

Beg leave to state that they have duly considered the same, and ask leave to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

By direction of the Committee,

W. P. RICHARDS,

Report accepted and committee discharged.

On motion of Mr. Pratt,

The bill was ordered engrossed for a third reading.

By the committee on state affairs :

The committee on State affairs to whom was referred the petition of Wm. B. Town, Wm. P. Foster and 48 others, citizens of Lenawee county, asking for the passage of a law to prohibit fishing with seines or nets in the waters of Round and Devils Lake,

Respectfully report that they have had the same under consideration, and, after due deliberation, have come to the conclusion that the best interests of the petitioners and the community in the vicinity of these lakes, requires that the prayer of the petitioners should be granted, and would therefore recommend that the bill now before the House in relation to this subject should be passed, and your committee ask to be discharged from the further consideration thereof.

By order of the committee,

W. P. RICHARDS.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred The Senate bill entitled an act to amend the charter of the village of St. Joseph,

Would respectfully report that they have had the same under consideration, and report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

For the committee.

W. B. BEESON.

Report accepted and the committee discharged.

On motion of Mr. Beeson,

The rules were suspended and the bill placed on its final passage.

On motion of Mr. Childs,

The bill was ordered read by its title only.

The bill entitled

A bill to amend an act entitled an act to incorporate the village of St. Joseph,

Was read a third time by its title, and a majority of all the members elect voting therefor, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Pratt,
Baldwin,	Gibe,	Raymond,

Beeson,	Gilluly,	Reynolds,
Brooks,	Grace,	Richards,
G. W. Brown,	Green,	Richardson,
Benj. Brown.	Greenfield,	Robison,
S. F. Brown,	Kelley,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Lane,	Smith,
Carr,	McMahon,	Starkweather,
Childs,	McDermott,	E. H. Thomson,
Connor,	McKinley,	Wallace,
Davids,	Miles,	Warner,
Dickey,	Mitchell,	Watkins,
Driggs,	Monroe,	Wendell,
Dunbar,	Mulholland,	Wilkerson,
Enos,	Newton,	Woolnough,
Fallass,	Perkins,	Wixson,
Fowler,	Phelps,	Speaker,
Frisbee,		58

NAYS.

Mr. Beebe,	Mr. Reeves,	Mr. R. Thompson,
Bushnell,		4

Title agreed to.

On motion of Mr. Gies,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bill:

A bill to organize the county of Muskegon.

E. PERRY, *Chairman.*

Report accepted.

REPORTS OF SPECIAL COMMITTEES.

The select committee to whom was referred so much of the Governor's message as relates to the building of a State capitol having had the same under consideration beg leave to report:

That they find the several propositions stated in the message to be actual and urgent. It is certain that the present capitol was erected for a temporary purpose, which, if ever adequate to the needs of the State, is not now so. That the State officers no longer have sufficient room in which to perform their duties with the assistants

around them which are indispensible. That the archives of the State are in an unsafe condition and that the very building itself in which they are kept is at any time liable to fall. That there is no proper place for the Supreme Court to hold its sessions. There is no room to meet the increasing wants of the Treasury, in view of the enlargement of its duties in respect to a bank department. There is no adequate accommodation for the Library. Without undertaking to pass upon the question whether the present capitol ever was fit for the purposes for which it has been used, your committee are certain that it is now utterly inadequate to those purposes. Practically there are no committee rooms either for the House of Representatives or for the Senate. And there is less need to enlarge upon this want as it must have forced itself upon the attention of every member of this body. In the hurry and necessary press of business incident to biennial sessions of forty days, incessant industry and attention to committee duties becomes needful to mature bills for legislative action, and all facilities practicable should be accorded to those upon whom these duties are incumbent. The most vital interests of the State are involved in this subject of adequate rooms and accommodations for those who are looked to for the soundness of its measures and the wisdom of its laws. And while it is as it has been during past and the present session, that the House of Representatives and the Senate are compelled to waste day after day of precious time, pending the action of the committees, it requires no argument to enforce considerations of public necessity in aid of an obvious and necessary measure.

Other considerations present themselves to your committee. Some of these, and the most prominent of them, have been presented in the inaugural message of the executive. During the first four years after the removal of the State capitol from Detroit to Lansing, all the State departments and offices were kept in the capitol. After a

few years, want of room impelled and made necessary the building now used by the State officers, but the building was so badly and imperfectly erected that, in the language of the Governor's message, "*It is in danger of falling.*" It has been found necessary to secure this building from impending danger by the introduction of heavy iron rods longitudinally, secured by nuts and screws, and even now, this building. which is of brick, shakes and trembles in every gale of wind.

Aside altogether from insecurity and want of permanence of this structuae, and indeed, if it had been ever so well built it contains not more than half the room required by the purposes to which it is devoted, the requirements of which are continually growing with the growth of the State. And already the force of clerks required by the Auditor General at certain seasons of the year, are compelled to perform their duties in a space so cramped as to interfere with their efficiency, and to cause them to hinder and embarrass each other.

The records of the department of State, of the State Land Office, and of the Auditor General's office' are of vital importance, as well to the public at large as to thousands of citizens individually, and a just prudence requires that these records should be preserved.

The vouchers, forming a large and voluminous class of documents, which have been accumulating from the foundation of the government of Michigan, and which are matters of daily reference, should be systematically arranged, and securely kept for that purpose. But such a disposi- of them is entirely out of the question, with present accommodations. And until other accommodations are provided by the Legislature, they must remain as now, a confused mass of matter, poked in large boxes and stowed away in holes and corners, liable to destruction by fire, wet, mould and vermin. And if not destroyed, wholly unattainable, when wanted in an emergency of haste.

The Supreme Court is required to hold two sessions annually at the seat of government, and one of these sessions is at the time when the several Halls of the House and Senate are in use. Although a room has been lately fitted up for the temporary use of that body, yet already has the State Treasurer been compelled, by want of space in the State building, to resort to this room, and to appropriate it to the Bank department of his office. The State Library is a collection of books of large extent, and of great and rapidly increasing value. A large portion of this Library is at present hidden away in boxes and drawers, practically useless for reading, or for reference, and in danger of injury from moth and milldew, to which danger is to be added that of destruction by fire, to which the entire Library is liable, from the insecurity, from the character and condition of the structure in which it is kept. This danger was made apparent only a few days previous to the present session, when, by the merest accident, the whole structure was saved from being enveloped in flames. In view of the considerations above named, your committee would respectfully recommend an appropriation of fifty thousand dollars, to be placed at the disposal and under the control of a State Building Board, hereafter to be constituted, for the purpose of collecting necessary materials, of procuring needful plans and specifications, and of taking other needful measures for the construction of a State Capitol. No opinion of plans is reported, as it is submitted that the adoption or rejection of plans will necessarily have to be submitted to a Board of Building Commissioners.

All of which is respectfully submitted.

J. W. PHELPS, *Chairman.*

Report accepted and committee discharged.

The special committee to whom was referred a bill and petitions to detach the township of Sebewaing to the county of Tuscola, have in-

structed their chairman to report the same back without any recommendation, but think the prayer of the petitioners should be heard.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bushnell,

The bill was laid on the table.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, February 3, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following acts:

An act entitled an act to change the name of Eulalia Hardy.

Also,

An act entitled an act to change the name of the village of Boston in the county of Ionia.

Also,

An act entitled an act to confirm the name of Joseph Wegman.

Also,

An act entitled an act to change the name of Luther H. Preston and Uriah C. Preston.

Also,

A joint resolution relative to the binding of the school laws of the State of Michigan.

M. WISNER.

Also the following:

EXECUTIVE OFFICE,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following acts:

An act entitled an act to incorporate city of Battle Creek.

Also,

An act entitled an act to extend the time for the collection of taxes for the year eighteen hundred and fifty-eight in the township of Handy, in the county of Livingston.

M. WISNER.

Also, the following:

EXECUTIVE OFFICE,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following bills:

An act entitled an act "to amend sections 720, 724, 728, 729, 741, 746 and 778, of chapter 16, of the compiled laws of 1857, said chapter being an act entitled an act to provide for organizing an active militia and for other purposes, approved May 18, 1847;"

Also,

An act entitled an act "to provide for laying out and constructing a State road through the counties of Iosco, Ogemaw and others;"

Also,

An act entitled an act "to cede jurisdiction to the United States of America over land to be occupied as sites for light-house buildings in this State;"

Also,

An act entitled an act "to change the name of Charles Albert Iggleden to Charles Albert Howard;"

Also,

An act entitled an act "to incorporate the village of Lowell;"

Also,

An act entitled an act "to amend section 36 of chapter 14 of title 3 of the revised statutes of 1846."

M. WISNER.

MESSAGES FROM THE SENATE:

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend chapter 40 of compiled laws relative to the support of poor persons by the public,

Which the Senate have amended as follows:

By inserting after the word "township," in 1st line of section 8, being part of section 1; also in 1st line of section; also in 3d line of sec-

tion 34, the words "city or wards;" also by striking out the words "for the township or county" in 5th line of section 34; also, by striking out all of section 35 after the word "county" in the third line;

Also, by adding a new section to stand as section 2, as follows:

"Sec. 2. Nothing herein contained shall be construed to apply to the city of Detroit, or to change in any manner the laws relative to the care or superintendence of the poor in said city."

In the passage of which as amended the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take effect on the first day of April next by a vote of two-thirds of all said Senators. In which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

On motion of **Mr. McMahon,**

The bill was laid on the table.

Also the following:

SENATE CHAMBER,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, the following:

A bill to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes,

Which the Senate have amended by striking out the word "fast," and inserting the words "fasting and prayer." Also, by inserting after the word "act," the words "also for the holding of courts." Also, amended the title by adding thereto the following: "And in the holding of courts."

In the passage of which the Senate have concurred by a majority vote of all the Senators elect. In which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

Mr. E. H. Thomson moved that the amendments be concurred in, in gross.

The amendments were concurred in by yeas and nay, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. McDermott,
Bancroft,	Enos,	McKinley,
Beeson,	Fallass,	Monroe,
Brewster,	Ferris,	Newman,
G. W. Brown,	Gage,	Newton,
S. F. Brown,	Gleasner,	Perry,
A. W. Buel,	Grace,	Perkins,
H. S. Buel,	Green,	Pratt,
Bushnell,	Greenfield,	Raymond,
Carpenter,	Kelley,	Richards,
Childs,	Kelsey,	Richardson,
Clark,	Kore,	E. H. Thomson,
Dalton,	Lane,	R. Thompson,
Daniells,	Loomis,	Woolnough,
Davids,	McMahon,	Speaker, 45

NAYS.

Mr. Baldwin,	Mr. Gies,	Mr. Reynolds,
Beebe,	Gilluly,	Robison,
Beers,	Goodwin,	Sessions,
Bush,	Miles,	Thomas,
Connor,	Mulholland,	Wallace,
Dickey,	Phelps,	Wendel,
Driggs,	Reeves,	Wilkerson,
Fowler,		22

The title as amended was then agreed to, and the bill referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives, the following:

A bill to amend section 16 of an act to incorporate the city of Jackson,

Which the Senate have amended by inserting in the 24th line, after the word "them," the words "not exceeding five years."

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. In which amendment the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The amendment was concurred in, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee	Mr. Newton,
Beers,	Gage,	Perkins,
Beeson,	Gies,	Phelps,
Brooks,	Gilluly,	Pratt,
G. W. Brown,	Glessner,	Raymond,
S. F. Brown,	Goodwin,	Reynolds,
A. W. Buel,	Grace,	Richards,
H. S. Buel,	Green,	Richardson,
Bush,	Greenfield,	Robison,
Bushnell,	Kelley,	Sessions,
Carpenter,	Kelsey,	Smith,
Childs,	Kore,	Starkweather,
Connor,	Lane,	Thomas,
Dalton,	Loomis,	E. H. Thomson,
Davids,	McMahon,	R. Thompson,
Dickey,	McDermott,	Wallace,
Dunbar,	McKinley,	Watkins,
Enos,	Miles,	Wendell,
Fallass,	Monroe,	Wilkerson,
Ferris,	Mulholland,	Woolnough,
Fowler,	Newman,	Speaker, 63

NAYS.

Mr. Baldwin, Mr. Reeves, 2

And the bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bills:

A bill to amend section 2 of an act entitled an act to incorporate Monroe Chapter No. 1, of Royal Arch Masons, of the city of Detroit, approved March 28, 1850;

Also,

A bill to amend section 1 of an act entitled an act supplementary to an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, and to repeal an act supplementary to said act, approved June 27, 1851, approved Feb. 14, 1853, (compiled laws, vol. 2, section 3,435;)

Also, House bill No. 43, being,

A bill to amend section 4 of an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, (compiled laws, vol. 2, sec. 3,414;)

Also,

A bill to amend section 1 of an act to incorporate the village of Hastings, Approved Feb. 13, 1855;

Also,

Joint resolution authorizing the Commissioner of the State Land Office, to convey certain real estate to the town of Hartford, in the county of VanBuren, for a burying ground;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the first three to take immediate effect by a vote of two-thirds of all of said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The several bills were referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

No. 96,

A bill to furnish the State Normal School, the Agricultural School the State Asylums, and to incorporated Colleges within the State, copies of laws and public documents;

No. 92,

A bill to authorize Bay county to raise money by the issue of bonds to aid in the construction of a road;

A bill to authorize the township of Ypsilanti to hold its elections in the city of Ypsilanti;

A bill to provide for the laying out and establishing a State road in the counties of Saginaw and Genesee;

A bill to incorporate the village of Paw Paw;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on State affairs;

The second named bill was read twice and referred to the committee on ways and means;

The third named bill was read twice and referred to the committee on judicary;

The fourth named bill was read twice and,

On motion of Mr. Raymond,

Was placed on the order for third reading;

The fifth named bill was read twice and referred to the committee on banks and incorporations.

Also, the following:

SENATE CHAMBER,
Lansing, February 4, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to amend an act entitled an act to provide for the organization of the Supreme Court, pursuant to section two of article six of the constitution, approved Feb. 16, 1857;

Joint resolution authorizing and requiring the Board of State Auditors to re-examine and adjust the accounts of Jonas H. Titus, as building Commissioner of the State Prison;

Which have passed the Senate, by a majority vote of all the Senators elect, and ordered the last named to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the judiciary committee.

The second named bill was read twice and referred to the committee on ways and means.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Childs moved to discharge the committee of the whole from the consideration of

House bill No. 56, the same being

A bill to amend sections 2, 3, 6, 7, 8, 9 and 12, and to add sections 20, 21, 22, 23, 24, 25 and 26, to an act entitled an act to provide for the draining of swamps, marshes and other low lands, approved Feb. 17th, 1857, so that said sections when so amended will read as follows:

Which motion was adopted.

Mr. McMahon moved to take

Senate bill No. 67, being

A bill to amend sections 2, 3, 6, 7, 8, 9 and 12 of an act entitled an act to provide for the draining of swamps, marshes and other low lands, approved Feb. 17, 1857,

From the table;

Which motion was adopted.

On motion of Mr. McMahon,

The last named bill was substituted for House bill No. 56, both bills relating to the same subject.

Mr. Childs moved to amend by striking out all of section 8, after the word "taxes," in the third line;

Which was adopted.

Mr. Mulholland moved to amend by striking out in sectin 7, lines 7 and 8, the words "including French claims," and inserting in lieu thereof the words "and other lands;"

Which was adopted.

On motion of Mr. McMahon,

The bill was ordered engrossed for a third reading.

Mr. Childs moved that House manuscript bill No. 114, be taken from the general order, the same being

A bill to incorporate the Collegiate Institute at Flint;

Adopted.

On motion of Mr. E. H. Thomson,

The bill was placed on the order for third reading.

Mr. Pratt asked and obtained unanimous consent to introduce

A bill to provide for the publication of the proceedings of the annual meetings of the Board of Supervisors;

Which was read twice and referred to the committee on State affairs.

On motion of Mr. Mussey,

The House took a recess until two o'clock.

AFTERNOON SESSION.

2 o'clock, P. M.

House met, and was called to order by the Speaker.

Roll called; quorum present.

The House resumed the order of business under the head of

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Bancroft, by unanimous consent, introduced

A bill entitled of timber.

Mr. Smith moved that the rules be suspended, and the bill be read a third time and passed.

Which motion was not adopted.

On motion of Mr. ———,

The bill was laid upon the table.

Mr. H. S. Buel offered the following:

Resolved, That the Auditor General be requested to report to this House, with all convenient dispatch, the items of which the miscellaneous expenses of the State Prison consists, as shown by vouchers filed in his office, for the years 1857 and 1858.

Which was adopted.

Mr. Green moved that the committee of the whole be discharged from the further consideration of

House bill No. 53, being

A bill to amend sections 5 and 6 of chapter 37 of the compiled laws, relative to township burying grounds;

Which was adopted, and the bill ordered to a third reading.

Mr. Green moved that

House bill No. 19, being

A bill to prevent fishing with nets or seines in Round Lake or Devil's Lake, in the county of Lenawee,

Be placed upon the order for third reading;

Which was adopted.

Sundry amendments were proposed,

Which were not adopted.

Mr. Dunbar proposed to lay the whole subject on the table;

Which was not adopted.

Mr. Mussey moved that the bill be re-committed to the committee on State affairs.

Which was adopted.

Mr. McDermott gave notice that he would at some future day ask leave to introduce

A bill to provide for the changing of the names of all unmarried females between the ages of 15 and 25 years, not otherwise provided for.

Also,

A bill to provide for levying a capitation tax of $5 per head on all unmarried persons above the age of 30 years, ten per cent. of said tax to go to the benefit of Mrs. Rogers, the balance to be set apart as a fund to defray the expenses of an emigration agent, as recommended in the Governor's message.

Mr. Buel moved that the committee of the whole be discharged from the consideration of

House bill No. 83,

To diminish expenses in circuit and other courts,

And be placed on the order for third reading;

Which was adopted.

Mr. Bushnell moved that the committee of the whole be discharged from all bills on the general order, and that said bills be placed on the order of their third reading;

The Speaker decided the motion out of order.

Mr. B. Brown, by unanimous consent, introduced

A bill to repeal the corporate rights of the Pontiac, Groveland, Novi and Whitelake Plank Road Company;

The bill was read twice and referred to the committee on banks and incorporations.

Mr. Smith, by unanimous consent, introduced

A bill granting corporate privileges to the order of Free and Accepted Masons and other societies;

Which was read twice and referred to the committee on the judiciary.

Mr. Carr, by unanimous consent, introduced

A bill to amend an act to organize the county of Iosco;

Which was read twice and referred to the committee on towns and counties.

Mr. Mulholland, by unanimous consent, introduced

A bill to amend chapter 4773, of the compiled laws;

Which was read twice, and referred to the committee on the judiciary.

Mr. Smith asked and obtained unanimous consent to introduce

A bill supplementary to an act entitled an act to organize the county of Muskegon, submitting the same to the vote of the people of Ottawa and Oceana.

Which was read twice, when

Mr. Smith moved that the rules be suspended, and that the bill be placed on the order for third reading.

Which was not adopted.

On motion of Mr. Mussey,

The bill was laid on the table.

Mr. Bancroft asked and obtained unanimous consent to introduce

A bill to amend chapter 46 of the revised statutes of 1846, entitled of timber and lumber floating upon waters, or carried upon adjoining land.

Which was read twice, and referred to the committee on the judiciary.

THIRD READING OF BILLS.

Joint resolution to authorize the Governor to issue a patent of certain lands to George H. Richards, of Buchanan,

Was read a third time and passed, a majority of all the members elect voting for the same, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Mitchell,
Baldwin,	Frisbee,	Monroe,
Brewster,	Gilluly,	Newton,
G. W. Brown,	Glessner,	Perry,
Benj. Brown,	Grace,	Perkins,
S. F. Brown,	Green,	Phelps,
A. W. Buel,	Gusenfield,	Pratt,

H. S. Buel, Kelley, Reeves,
Carpenter, Kelsey, Sessions,
Connor, Kore, Thomas,
Dalton, Loomis, E. H. Thomson,
Davids, McMahon, Warner,
Dickey, McDermott, Woolnough,
Dunbar, McKinley, Speaker,
Fallass, 43

NAYS.

Mr. Bushnell, Mr. Miles, Mr. R. Thompson,
Gage, Mussey, Watkins,
Gies, Richards, Wendell,
Lane, Robison, Wilkerson, 12

The title was agreed to, and the joint resolution ordered to take immediate effect by a vote of two-thirds of all the members elect,

Senate bill, No. 9, being

A bill to amend an act entitled an act to define the limits, jurisdiction and powers of circuit courts, approved Jan. 29, 1858,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen, Mr. Gage, Mr. Perry,
Baldwin, Geis, Perkins,
Bancroft, Gilluly, Pratt,
Beebe, Gleaner, Raymond,
Beers, Grace, Reynolds,
Brewster, Green, Richardson,
Brooks, Greenfield, Robison,
G. W. Brown, Kelley, Sessions,
Benj. Brown, Kelsey, Smith,
S. F. Brown, Kore, Starkweather,
H. S. Buel, Lane, Thomas,
Bush, Loomis, E. H. Thomson,
Bushnell, McMahon, R. Thompson,
Carpenter, McDermott, Wallace,
Clark, McKinley, Warner,
Connor, Miles, Watkins,
Davids, Mitchell, Wendell,
Dickey, Monroe, Wilkerson,
Fallass, Mussey, Woolnough,
Ferris, Mulholland, Wixson,
Fowler, Newman, Speaker,
Frisbee, Newton, 65

NAYS.

Mr. Carr, Mr. Dunbar, Mr. Goodwin,
Dalton, 4

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Senate bill No. 80, being

A bill to amend section 23 of chapter 40 of the compiled laws relative to the support of poor persons by the public,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Phelps,
Bancroft,	Goodwin,	Pratt,
Beebe,	Grace,	Raymond,
Beers,	Green,	Reeves,
Brooks,	Greenfield,	Reynolds,
S. F. Brown,	Kelley,	Richards,
Bush,	Kore,	Richardson,
Bushnell,	Lane,	Robison,
Carpenter,	Loomis,	Sessions,
Childs,	McMahon,	Smith,
Clark,	McDermott,	Starkweather,
Connor,	McKinley,	E. H. Thomson,
Dalton,	Miles,	R. Thompson,
Davids,	Mitchell,	Wallace,
Dickey,	Monroe,	Warner,
Fallass,	Mussey,	Watkins,
Ferris,	Newman,	Wendell,
Fowler,	Newton,	Wilkerson,
Frisbee,	Perry,	Wixson,
Gage,	Perkins,	Speaker,
Gies,		61

NAYS. 0

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 75, entitled

A bill to amend chapter 95 of the revised statutes of 1846,

Being under consideration,

Mr. Monroe moved to lay the bill on the table,

Which was adopted.

Senate bill, being

A bill to repeal an act to limit the amount of money to be raised by an act entitled an act to incorporate the village of Hudson, approved January 28, 1853, approved Feb. 10, 1857;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Kelley,	Mr. Raymond,
Brewster,	Kelsey,	Reeves,
S. F. Brown,	Lane,	Richards,
H. S. Buel,	Loomis,	Richardson,
Clark,	McMahon,	Robison,
Connor,	McDonnell,	Sessions,
Dickey,	McKinley,	E. Thomson,
Dunbar,	Mitchell,	Wallace,
Ferris,	Monroe,	Warner,
Frisbee,	Newman,	Wendell,
Gage,	Newton,	Wilkerson,
Glessner,	Perry,	Woolnough,
Goodwin,	Perkins,	Wixson,
Green,	Pratt,	Speaker,
Greenfield,		43

NAYS.

Mr. Baldwin,	Mr. Carpenter,	Mr. Phelps,
Bancroft,	Dalton,	Reynolds,
Beebe,	Gies,	Thomas,
Beers,	Miles,	R. Thompson,
Bushnell,	Mussy,	Watkins, 15

Title agreed to,

And by a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

A bill to legalize the act of the board of supervisors of Ionia county, incorporating the village of Lyons,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gies,	Mr. Pratt,
Bancroft,	Glessner,	Raymond,
Beebe,	Grace,	Reeves,
Beers,	Green,	Reynolds,
Brewster,	Greenfield,	Richards,
Brooks,	Kelley,	Richardson,
Benj. Brown,	Kelsey,	Robison,
S. F. Brown,	Kore,	Sessions,
H. S. Buel,	Lane,	Smith,
Bush,	Loomis,	Starkweather,
Carpenter,	McMahon,	E. H. Thomson,
Clark,	McKinley,	R. Thompson,
Dalton,	Miles,	Wallace,

Davids,	Monroe,	Warner,
Dickey,	Mussey,	Watkins,
Dunbar,	Mulholland,	Wendell,
Fallass,	Newman,	Wilkerson,
Ferris,	Newton,	Woolnough,
Fowler,	Perry,	Wixson,
Frisbee,	Perkins,	Speaker,
Gage,		61

NAYS.

Mr. Baldwin, Mr. Bushnell, 2

The title was agreed to.

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

A bill regulating the amount of money to be raised in the village of Hudson, in any one year; also providing for an annual report from the President, Recorder and Trustees, and conferring certain rights on the President of said village,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Newton,
Baldwin,	Gies,	Perry,
Bancroft,	Gilluly,	Perkins,
Beebe,	Glessner,	Phelps,
Beers,	Goodwin,	Pratt,
Brewster,	Grace,	Raymond,
Brooks,	Green,	Reynolds,
Benj. Brown,	Greenfield,	Richards,
S. F. Brown,	Kelley,	Robison,
A. W. Buel,	Kelsey,	Sessions,
H. S. Buel,	Lane,	Smith,
Bush,	Loomis,	Starkweather,
Carpenter,	McMahon,	E. H. Thomson,
Clark,	McDermott,	R. Thompson,
Connor,	McKinley,	Wallace,
Dalton,	Miles,	Watkins,
Dickey,	Mitchell,	Wilkerson,
Dunbar,	Monroe,	Woolnough,
Ferris,	Mussey,	Wixson,
Fowler,	Mulholland,	Speaker,
Frisbee,	Newman,	62

NAYS. 0

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 75, being

A bill to amend section 2114 of chapter 72 of the compiled laws, relating to the incorporation of villages,

Was read a third time, and passed, a majority all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Newman,
Baldwin,	Gage,	Newton,
Beebe,	Gilluly,	Perry,
Beers,	Glessner,	Perkins,
Brooks,	Goodwin,	Pratt,
Benj. Brown,	Grace,	Reeves,
S. F. Brown,	Green,	Reynolds,
A. W. Buel,	Kelley,	Richards,
H. S. Buel,	Kelsey,	Richardson,
Bush,	Lane,	Robison,
Carpenter,	Loomis,	Starkweather,
Childs,	McMahon,	E. H. Thomson,
Clark,	McDermott,	R. Thompson,
Connor,	McKinley,	Wallace,
Dalton,	Miles,	Watkins,
Dickey,	Mitchell,	Wilkerson,
Dunbar,	Monroe,	Woolnough,
Fallass,	Mussey,	Wixson,
Ferris,	Mulholland,	Speaker,
Fowler,		58

NAYS

Mr. Raymond,	Mr. Sessions,	2

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Joint resolution for the relief of Alexander Ferbush,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Fowler,	Mr. Perry,
Bancroft,	Frisbee,	Perkins,
Beebe,	Gage,	Pratt,
Beers,	Gies,	Raymond,
Brewster,	Gilluly,	Reeves,
Brooks,	Glessner,	Reynolds,
Benj. Brown,	Grace,	Richards,
S. F. Brown,	Kelley,	Richardson,
A. W. Buel,	Kelsey,	Robison,
H. S. Buel,	Lane,	Sessions,

Bush,	Loomis,	Smith,	
Carr,	McMahon,	Starkweather,	
Carpenter,	McDermott,	E. H. Thomson,	
Childs,	McKinley,	R. Thompson,	
Clark,	Miles,	Wallace,	
Connor,	Mitchell,	Watkins,	
Dalton,	Monroe,	Wendell,	
Davids,	Mussey,	Wilkerson,	
Dickey,	Mulholland,	Woolnough,	
Dunbar,	Newman,	Wixson,	
Ferris,	Newton,	Speaker,	63

NAYS.

Title and preamble agreed to.

Senate bill, entitled

A bill appropriating certain highway taxes for the improvement of a stage road in Van Buren county,

On motion of Mr. Miles,

Was read a third time by its title, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Perry,	
Bancroft,	Gage,	Pratt,	
Beers,	Gies,	Raymond,	
Brewster,	Gilluly,	Reeves,	
Brooks,	Glessner,	Reynolds,	
G. W. Brown,	Goodwin,	Richards,	
Benj. Brown,	Grace,	Richardson,	
S. F. Brown,	Greenfield,	Robison,	
A. W. Buel,	Kelley,	Sessions,	
Bush,	Kelsey,	Smith,	
Bushnell,	Lane,	Starkweather,	
Carr,	Loomis,	E. H. Thompson,	
Carpenter,	McMahon,	R. Thompson,	
Childs,	McDermott,	Wallace,	
Connor,	McKinley,	Warner,	
Dalton,	Mitchell,	Watkins,	
Davids,	Monroe,	Wendell,	
Dickey,	Mussey,	Wilkerson,	
Dunbar,	Mulholland,	Woolnough,	
Fallass,	Newman,	Wixson,	
Fowler,	Newton,	Speaker,	63

NAYS.

Mr. Beebe, 1

Title agreed to, and,

On motion of Mr. S. F. Brown,

The bill was ordered to take immediate effect.

Senate bill No. 100, being

A bill to authorize Otto Thies to build a dam across Carp river, &c.,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Newton,
	Bancroft,		Fowler,		Perry,
	Beebe,		Frisbee,		Perkins,
Mr.	Beers,		Gage,		Pratt,
	Brewster,		Gies,		Raymond,
	Brooks,		Gilluly,		Reynolds,
	G. W. Brown,		Glessener,		Richards,
	Benj. Brown,		Goodwin,		Richardson,
	S. F. Brown,		Greenfield,		Robison,
	A. W. Buel,		Kelley,		Sessions,
	H. S. Buel,		Kelsey,		Smith,
	Bush,		Kore,		Starkweather,
	Bushnell,		Lane,		Thomas,
	Carr,		Loomis,		E. H. Thomson,
	Carpenter,		McMahon,		R. Thompson,
	Childs,		McDermott,		Wallace,
	Clark,		McKinley,		Warner,
	Connor,		Miles,		Watkins,
	Dalton,		Mitchell,		Wendell,
	Davids,		Monroe,		Wilkerson,
	Dickey,		Mussey,		Woolnough,
	Driggs,		Mulholland,		Wixson,
	Dunbar,		Newman,		Speaker,
	Fallass,				70

NAYS. 0

Title agreed to.

Senate bill, entitled,

A bill to amend an act entitled an act to incorporate the members of the Detroit Young Men's Society, approved March 26, 1836,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Phelps,
	Baldwin,		Frisbee,		Pratt,
	Bancroft,		Gage,		Raymond,
	Beebe,		Gies,		Reeves,
	Beers,		Gilluly,		Reynolds,
	G. W. Brown,		Glessner,		Richards,
	Benj. Brown,		Goodwin,		Richardson,

S. F. Brown,	Grace,	Robison,
A. W. Buel,	Greenfield,	Sessions,
H. S. Buel,	Kelley,	Smith,
Bush,	Lane,	Starkweather,
Bushnell,	Loomis,	Thomas,
Carr,	McMahon,	E. H. Thomson,
Carpenter,	McKinley,	R. Thompson,
Childs,	Mitchell,	Wallace,
Connor,	Monroe,	Warner,
Davids,	Mussey,	Watkins,
Dickey,	Mulholland,	Wendell,
Driggs,	Newman,	Wilkerson,
Dunbar,	Newton,	Woolnough,
Fallass,	Perry,	Wixson,
Ferris,	Perkins,	Speaker, 66

NAYS.

Mr. Brooks, Mr. Kore, 2

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 62, being

A bill to organize the county of Mecosta, and to locate the county seat thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perkins,
Baldwin,	Frisbee,	Phelps,
Bancroft,	Gage,	Pratt,
Beebe,	Gies,	Raymond,
Beers,	Gilluly,	Reeves,
Brooks,	Glessner,	Reynolds,
G. W. Brown,	Goodwin,	Richards,
Benj. Brown,	Grace,	Richardson,
S. F. Brown,	Kelley,	Robison,
A. W. Buel,	Kelsey,	Sessions,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Bushnell,	Loomis,	Thomas,
Carpenter,	McMahon,	E. H. Thomson,
Childs,	McDermott,	R. Thompson,
Clark,	McKinley,	Wallace,
Dalton,	Miles,	Watkins,
Dickey,	Mitchell,	Wendell,
Driggs,	Monroe,	Wilkerson,
Dunbar,	Mulholland,	Woolnough,

Fallas,	Newton,	Wixson,	
Ferris,	Perry,	Speaker,	66

NAYS. 0

Title agreed to.

On motion of Mr. Ferris,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to amend act 187 of session laws of 1857, entitled an act to organize the township of Pierson, in the county of Mecosta, approved Feb. 17, 1857,

Was then read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Phelps,
Baldwin,	Frisbee,	Pratt,
Bancroft,	Gage,	Reynolds,
Beebe,	Gilluly,	Richards,
Brewster,	Goodwin,	Richardson,
Brooks,	Grace,	Robison,
G. W. Brown,	Green,	Sessions,
Benj. Brown,	Kelley,	Smith,
S. F. Brown,	Kelsey,	Thomas,
H. S. Buel,	Kore,	E. H. Thomson,
Bush,	Lane,	Wallace,
Carr,	Loomis,	Warner,
Childs,	McMahon,	Watkins,
Clark,	McKinley,	Wendell,
Conner,	Mulholland,	Wilkerson,
Dickey,	Newman,	Woolnough,
Driggs,	Newton,	Wixson,
Dunbar,	Perry,	Speaker,
Fallass,	Perkins,	56

NAYS.

Mr. Beers,	Mr. Davids,	Mr. Greenfield,
Bushnell,	Gfes,	McDermott,
Dalton,	Glessner,	R. Thompson, 9

Title agreed to.

House bill No. 88, entitled

A bill to amend an act entitled an act to provide for the formation of companies to construct plank roads, approved April 8, 1851,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Gies,	Mr. Pratt,
Brewster,	Goodwin,	Raymond,
G. W. Brown,	Grace,	Reeves,
Benj. Brown,	Green,	Richards,
S. F. Brown,	Greenfield,	Richardson,
Bushnell,	Ke'ley,	Robison,
Carr,	Lane,	Sessions,
Carpenter,	Loomis,	Smith,
Childs,	McMahon,	Starkweather,
Clark,	McDermott,	E. H. Thomson,
Connor,	McKinley,	R. Thompson
Davids,	Miles,	Wallace,
Dickey,	Mulholland,	Warner,
Driggs,	Newman,	Watkins,
Fallass,	Newton,	Wendell,
Ferris,	Perry,	Wilkerson,
Frisbee,	Phelps	Speaker,
Gage,	Perkins,	53

NAYS.

Mr. Baldwin,	Mr. Dunbar,	Mr. Kore,
Beebe,	Fowler,	Reynolds,
Beers,	Gilluly,	Thomas,
Brooks,	Glessner,	Woolnough,
H. S. Buel,	Kelsey,	Wixson,
Bush,		16

The title was agreed to.

On motion of Mr. Driggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House had under consideration

Manuscript bill, being

A bill to change the name of John D. Thum;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,
Bancroft,	Fowler,	Phelps,
Beebe,	Frisbee,	Pratt,
Beers,	Gage,	Raymond,
Brewster,	Glessner,	Reynolds,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Grace,	Richardson.
S. F. Brown,	Green,	Robison,

H. S. Buel,	Kelley,	Sessions,
Carpenter,	Kelsey,	Starkweather,
Childs,	Lane,	Thomas,
Connor,	McKinley,	E. H. Thomson,
Davids,	Miles,	Wallace,
Dickey,	Mulholland,	Wendell,
Driggs,	Newman,	Wilkerson,
Dunbar,	Newton,	Woolnough,
Fallass,	Perry,	Speaker, 51

NAYS.

Mr. Benj. Brown,	Mr. Gies,	Mr. McDermott,
Bush,	Greenfield,	R. Thompson,
Bushnell,	Kore,	Wixson,
Carr,		10

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Joint resolution for the relief of Alexander Sprague,

Being under consideration,

On motion of Mr. Fallass,

The joint resolution was laid on the table.

A bill to change the name of Charles Henry Thompson, of the county of Shiawassee,

Was read a third time by its title, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallas,	Mr. Mulholland,
Baldwin,	Ferris,	Newman,
Bancroft,	Fowler,	Newton,
Bebee,	Frisbee,	Perry,
Beers,	Gage,	Phelps,
Brewster,	Geis,	Pratt,
Brooks,	Gilluly,	Raymond,
G. W. Brown,	Glessner,	Reeves,
Benj. Brown,	Goodwin,	Reynolds,
S. F. Brown,	Grace,	Richards,
H. S. Buel,	Green,	Richardson,
Bush,	Greenfield,	Robison,
Bushnell,	Kelley,	Sessions,
Carr,	Kelsey,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	McMahon,	Wallace,
Clark,	McDermott,	Warner,
Connor,	McKinley,	Watkins,

Davids,	Miles,	Wendell,	
Dickey,	Mitchell,	Wilkerson,	
Driggs,	Monroe,	Woolnough,	
Dunbar,	Mussey,	Speaker,	66

NAYS.

Mr. Loomis,	Mr. R. Thompson,	Mr. Wixson.	
E. H. Thomson,			4

Title agreed to.

A bill to amend an act entitled an act to incorporate the city of Flint, approved Feb. 13, 1855, and the act amendatory thereto, approved Feb. 2, 1857,

Being under consideration, was

On motion of Mr. E. H. Thompson,

Laid on the table.

A bill relative to the incorporation of the village of Corruana, in the county of Shiawassee,

Was read a third time and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Newton,	
Baldwin,	Gage,	Perry,	
Bancroft,	Gies,	Perkins,	
Beers,	Gilluly,	Pratt,	
Brewster,	Glessner,	Raymond,	
G. W. Brown,	Goodwin,	Reeves,	
S. F. Brown,	Grace,	Richards,	
A. W. Buel,	Green,	Richardson,	
H. S. Buel,	Greenfield,	Robison,	
Carpenter,	Kelley,	Sessions,	
Childs,	Kelsey,	Starkweather,	
Clark,	Kore,	E. H. Thomson,	
Connor,	Lane,	R. Thompson,	
Dalton,	Loomis,	Wallace,	
Davids,	McMahon,	Warner,	
Dickey	McDermott,	Watkins,	
Driggs,	McKinley,	Wendell,	
Dunbar,	Miles,	Wilkerson,	
Fallass,	Monroe,	Wixson,	
Ferris,	Mussey,	Speaker,	
Fowler,	Mulholland,		62

NAYS.

Mr. Beebe,	Mr. Bushnell,	2

Title agreed to, and

On motion of Mr. Kelsey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House having under consideration

A bill to authorize the Common Council of the city of Jackson to levy and collect certain paving assessments,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Perry,
Bancroft,	Gage,	Perkins,
Beers,	Gies,	Phelps,
Brewster,	Gilluly,	Pratt,
G. W. Brown,	Glessner,	Raymond,
Benj. Brown,	Goodwin,	Reeves,
S. F. Brown,	Grace,	Reynolds,
A. W. Buel,	Green,	Richards,
H. S. Buel,	Greenfield,	Richardson,
Bush,	Kelley,	Robison,
Bushnell,	Kelsey,	Sessions,
Carr,	Kore,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	Loomis,	Thomas,
Clark,	McMahon,	E. H. Thomson,
Connor,	McDermott,	R. Thompson,
Davids,	McKinley,	Warner,
Dickey,	Miles,	Watkins,
Driggs,	Monroe,	Wendell,
Dunbar,	Mussey,	Wilkerson,
Fallass,	Mulholland	Woolnough,
Ferris,	Newman,	Wixson,
Fowler,	Newton,	Speaker, 69

NAYS. 0

Title agreed to.

On motion of Mr. Loomis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Fowler moved the House adjourn.

Lost.

A bill to amend act No. 21, of session laws of 1858, in relation to the Port Sanilac and Watrousville State road, in the county of Sanilac,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gies,	Mr. Pratt,
Bancroft,	Gilluly,	Raymond,
Brooks,	Glessner,	Reeves,
S. F. Brown,	Goodwin,	Reynolds,
A. W. Buel,	Grace,	Richards,
H. S. Buel,	Greenfield,	Richardson,
Bushnell,	Kelley,	Robison,
Childs.	Kelsey,	Sessions,
Connor,	Kore,	Starkweather,
Dalton,	Lane,	Thomas,
Davids,	Loomis,	E. H. Thomson,
Dickey,	McDermott,	R. Thompson,
Driggs,	McKinley,	Wallace,
Dunbar,	Monroe,	Warner,
Fallass,	Mussey,	Watkins,
Ferris,	Mulholland,	Wendell,
Fowler,	Newman,	Wilkerson,
Frisbee,	Newton,	Wixon,
Gage,	Perry,	Speaker, 57

NAYS.

Mr. Benj. Brown, 1

Title agreed to.

House bill No. 45, entitled

A bill to amend an act entitled an act appropriating certain highway taxes for the improvement of a State road in the counties of Montcalm and Mecosta, No. 133 of the session laws of 1857, approved Feb. 16, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr Allen,	Mr. Ferris,	Mr. Mulholland,
Baldwin,	Fowler,	Newman,
Bancroft,	Frisbee,	Newton,
Beebe,	Gage,	Perkins,
Beers,	Geis,	Pratt,
Brewster,	Gilluly,	Raymond,
Brooks,	Glessner,	Reeves,
G. W. Brown,	Goodwin,	Reynolds,
Benj. Brown,	Grace,	Richards,
S. F. Brown,	Green,	Richardson,
A. W. Buel,	Greenfield,	Robison,
H. S. Buel,	Kelley,	Starkweather,
Bush,	Kelsey,	Thomas,
Bushnell,	Kore,	E. H. Thomson,
Carr,	Lane,	R. Thompson,

Carpenter,	Loomis,	Wallace,
Childs,	McMahon,	Warner,
Clark,	McDermott,	Watkins,
Connor,	McKinley,	Wendell,
Dalton,	Miles,	Wilkerson,
Dickey,	Mitchell,	Woolnough,
Driggs,	Monroe,	Wixson,
Dunbar,	Mussey,	Speaker,
Fallass,		70

NAYS

Mr. Davids, 1

The title of the bill was agreed to.

House having under consideration

House bill No. 44, being

A bill entitled a bill to assess a special tax for the improvement of the county line road between Hillsdale and Lenawee counties,

The bill was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Baldwin,	Fowler,	Perkins,
Bancroft,	Frisbee,	Phelps,
Beebe,	Gage,	Pratt,
Beers,	Gies,	Raymond,
Brewster,	Glessner,	Reeves,
Brooks,	Goodwin,	Reynolds,
G. W. Brown,	Grace,	Richards,
Benj. Brown,	Green,	Richardson,
S. F. Brown,	Greenfield,	Robison,
A. W. Buel,	Kelley,	Sessions,
Bush,	Kelsey,	Sharpe,
Bushnell,	Kore,	Starkweather,
Carr,	Lane,	E. H. Thomson,
Carpenter,	Loomis,	R. Thompson,
Childs,	McMahon,	Wallace,
Clark,	McDermott,	Warner,
Connor,	McKinley,	Watkins,
Dalton,	Miles,	Wendell,
Davids,	Mitchell,	Wilkerson,
Dickey,	Monroe,	Woolnough,
Driggs,	Mulholland,	Wixson,
Dunbar,	Newman,	Speaker,
Fallass,	Newton,	71

NAYS. 0.

The title was agreed to.

The House having under consideration

A bill to restore certain sections of land to town six north, of range five east,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Fowler,	Mr. Mussey,
Brooks,	Frisbee,	Newman,
G. W. Brown,	Gage,	Newton,
Benj Brown,	Gies,	Pratt,
S. F. Brown,	Gilluly,	Raymond,
A. W. Buel,	Goodwin,	Reynolds,
H. S. Buel,	Grace,	Richards,
Bush,	Green,	Richardson,
Carr,	Greenfield,	Sessions,
Childs,	Kelley,	Starkweather,
Clark,	Kore,	E. H. Thomson,
Connor,	Lane,	Wallace,
Davids,	Loomis,	Warner,
Dickey,	McDermott,	Watkins,
Driggs,	McKinley,	Wilkerson,
Dunbar,	Miles,	Wixson,
Fallass,	Mitchell,	Speaker.
Mr. Ferris,	Monroe,	53

NAYS.

Mr. Beebe,	Mr. [Carpenter,	Mr. R. Thompson,
Bushnell,	Thomas,	5

The title was agreed to.

Joint resolution for the relief of Alfred D. Sloan, being under consideration,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,
Baldwin,	Fowler,	Perkins,
Bancroft,	Frisbee,	Phelps,
Beebe,	Gage,	Pratt,
Beers,	Gies,	Raymond,
Brewster,	Gilluly,	Reynolds,
Brooks,	Goodwin,	Richards,
G. W. Brown,	Grace,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelley,	Smith,
H. S. Buel,	Kelsey,	Starkweather,
Bush,	Kore,	Thomas,
Bushnell,	Lane,	E. H. Thomson,

Carr,	Loomis,	R. Thompson,
Carpenter,	McMahon,	Wallace,
Childs,	McDermott,	Warner,
Clark,	McKinley,	Watkins,
Connor,	Miles,	Wendell,
Dalton,	Mitchell,	Wilkerson,
Davids,	Monroe,	Woolnough,
Driggs,	Mussey,	Wixson,
Dunbar,	Mulholland,	Speaker,
Fallass,	Newman,	71

NAYS. 0

Title and preamble agreed to.

The House having under consideration

A bill to amend chap. 187, title 38, vol. 2, of compiled laws,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Newton,
Baldwin,	Frisbee,	Perkins,
Bancroft,	Gage,	Phelps,
Beebe,	Gies,	Pratt,
Beers,	Gilluly,	Raymond,
Brewster,	Glessner,	Richards,
Brooks,	Grace,	Richardson
Benj. Brown,	Green,	Robison,
S. F. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelley,	Smith,
H. S. Buel,	Kelsey,	Starkweather,
Bush,	Lane,	Thomas,
Carr,	Loomis,	E. H. Thomson,
Carpenter,	McMahon,	R. Thompson,
Childs,	McDermott,	Wallace,
Clark,	McKinley,	Warner,
Connor,	Miles,	Watkins,
Davids,	Mitchell,	Wendell,
Dickey,	Monroe,	Wilkerson,
Driggs,	Mussey,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Fallass,	Newman,	Speaker,
Ferris,		67

NAYS.

Mr. Reeves, 1

The title was agreed to.

The House having under consideration

A bill to change the name of Reuben Grant Cooper,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Pratt,
Baldwin,	Gage,	Reeves,
Bancroft,	Gies,	Reynolds,
Beers,	Glessner,	Richards,
Brewster,	Grace,	Richardson,
Brooks,	Green,	Robison,
G. W. Brown	Greenfield,	Sessions,
S. F. Brown,	Kelley,	Smith,
A. W. Buel,	Kelsey,	Starkweather,
Bush,	Lane,	Thomas,
Carr,	Loomis,	E. H. Thomson,
Carpenter,	McMahon,	R. Thompson,
Childs,	McKinley,	Wallace,
Clark,	Miles,	Warner,
Connor,	Monroe,	Watkins,
Davids,	Mussey,	Wendell,
Dickey,	Mulholland,	Wilkerson,
Driggs,	Newman,	Woolnough,
Dunbar,	Newton,	Wixson,
Fallass,	Perkins,	Speaker,
Ferris,	Phelps,	62

YEAS.

Mr. Benj. Brown,	Mr. Frisbee,	Mr. McDermott,
Bushnell,		4

The title was agreed to.

The House having under consideration

A bill to change the name of Almira E. Thalimer,

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,
Baldwin,	Fowler,	Perkins,
Bancroft,	Frisbee,	Phelps,
Beebe,	Gage,	Pratt,
Beers,	Gies,	Reeves,
Brewster,	Gilluly,	Reynolds,
Brooks,	Glessner,	Richards,
G. W. Brown,	Goodwin,	Richardson,
Benj. Brown,	Grace,	Robison,
S. F. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelley,	Smith,
H. S. Buel,	Kelsey,	Starkweather,
Bush,	Kore,	Thomas,
Carr,	Lane,	E. H. Thomson,
Carpenter,	Loomis,	R. Thompson,

Childs,	McMahon,	Wallace,
Clark,	McDermott,	Watkins,
Connor,	McKinley,	Wendell,
Davids,	Miles,	Wilkerson,
Dickey,	Monroe,	Woolnough,
Driggs,	Mussey,	Wixson,
Dunbar,	Mulholland,	Speaker,
Fallass,	Newman,	68

NAYS.

Mr. Bushnell, 1

Title agreed to.

The House having under consideration

A bill to change the name of the village of Fremont in the county of Alpena,

The bill was then passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Frisbee,	Mr. Newton,
Brewster,	Gies,	Perkins,
Brooks,	Gilluly,	Phelps,
S. F. Brown,	Glessner,	Pratt,
A. W. Buel,	Goodwin,	Raymond,
Bush,	Grace,	Reynolds,
Bushnell,	Green,	Richards,
Carpenter,	Greenfield,	Richardson,
Childs,	Kelsey,	Sessions,
Clark,	Lane,	Smith,
Connor,	McDermott,	Starkweather,
Dalton,	McKinley,	E. H. Thomson,
Davids,	Monroe,	R. Thompson,
Dunbar,	Mulholland,	Watkins,
Fallass,	Newman,	Wixson, 45

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Reeves,
Baldwin,	Fowler,	Robison,
Bancroft,	Gage,	Thomas,
Beebe,	Kelley,	Wallace,
G. W. Brown,	Kore,	Warner,
Benj. Brown,	Loomis,	Wendell,
H. S. Buel,	McMahon,	Wilkeron,
Carr,	Miles,	Woolnough,
Dickey,	Mussey,	Speaker,
Driggs,		28

Title agreed to.

By a vote of two-thirds of all members elect, the bill was ordered to take immediate effect.

Mr. Kore moved that the House adjourn,

Which was not adopted.

Senate bill No. 90, entitled

A bill to amend an act entitled an act to incorporate the village of Lexington, approved Feb. 10, 1855,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gies,	Mr. Pratt,
Baldwin,	Gilluly,	Raymond,
Bancroft,	Gleasner,	Reeves,
Brooks,	Grace,	Reynolds,
G. W. Brown,	Green,	Richards,
Benj. Brown,	Greenfield,	Richardson,
S. F. Brown,	Kelley,	Robison,
A. W. Buel,	Kelsey,	Sessions,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Carr,	Loomis,	Thomas,
Childs,	McMahon,	E. H. Thomson,
Clark,	McDermott,	R. Thompson,
Connor,	McKinley,	Wallace,
Davids,	Miles,	Warner,
Dickey,	Monroe,	Watkins,
Driggs,	Mulholland,	Wendell,
Dunbar,	Newman,	Wilkerson,
Fallass,	Newton,	Woolnough,
Ferris,	Perry,	Wixson,
Frisbee,	Phelps,	Speaker,
Gage,		64

NAYS.

Mr. Beebe,	Mr. Bushnell,	Mr. Dalton,
Beers,	Carpenter,	Fowler,
Brewster,		7

The title was agreed to, and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion,

The House adjourned.

Lansing, Monday, February 7, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. ———,

Roll called, and a quorum present.

PETITIONS PRESENTED.

By Mr. G. W. Brown: memorial of Arunce P. Woods, relative to certain claims against the State;

Referred to the committee on ways and means.

By Mr. Driggs: petition of Mrs. Henry Raymond, Mrs. Geo. Lord and 54 others, ladies of Bay City, praying for a city charter;

Referred to the committee on the militia.

By Mr. Wixon: memor al drawn by James Yakes, Democratic Postmaster at Pt. Sanilac, Michigan, and signed by him and divers others citizens of Sanilac county praying for the release of Henry C. Fralick from the State Prison;

Referred to the committee on supplies and expenditures.

By Mr. Robinson: petition of Z. M. North, W. W. Whedon and 39 others, praying for a registry law;

Referred to the committee on State affairs.

By Mr. Dunbar: petition of A. J. Kinney, E. W. Hedges and 82 others, remonstrating against the passage of a prohibitory law, of fishing with nets and seines, on Lake Erie;

Referred to the committee on State affairs.

By Mr. Brewster: petition of citizens of Hillsdale county, for an amendment to the school laws;

Referred to the committee on education.

By Mr. Phelps: remonstrance of J. M. Gibbs, J. D. Woodworth and 60 others, against restoring the death penalty;

Referred to the committee on the judiciary.

By Mr. Enos: petition of A. H. Morrison, Andrew Bashford, W. B. Sutherland, D. A. Winslow, and 800 other citizens of Berrien county, praying for the passage of a law to enable them to divide said county of Berrien;

Also,

Remonstrance of Day Knapp and 276 legal voters of Berrien county, against any division of said county;

Also,

Remonstrance of Henry Chamberlain and 39 others, legal voters of Berrien county, against the division of Berrien county, and against allowing the city of Niles more than one supervisor;

Also,

Remonstrance of Job Brookfield and sundry voters of Berrien county, against any division of said county;

Also,

Remonstrance of P. Geptharth, M. Hand, W. S. Farmer, N. W. Thompson, Geo. Kinnull, A. S. Burke, L. P. Alexander, J. D. Ross, and 978 others, voters of Berrien county, against the division of said county, and also against the passage of an act for the charter of the city of Niles, which shall allow more than one supervisor to such city;

All of which were referred to the committee on towns and counties

REPORTS OF STANDING COMMITTEES.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill to amend an act entitled an act to provide for the organization of the Supreme Court, &c.,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back to the House, without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

Also,

A bill to authorize the township of Ypsilanti to hold its election in the city of Ypsilanti,

Without recommendation.

Also,

A bill to amend chapter 4773 of the compiled laws,

And would recommend that the same do not pass, and ask to be discharged from the further considerat on of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, and committee discharged.

The first named bill was placed on the order for third reading.

The second named bill,

On motion of Mr. Childs,

Was ordered engrossed for a third reading.

The third named bill, was,

On motion of Mr. S. F. Brown,

Laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

Senate bill to provide for attaching sections one and two of the township of Frenchtown, in the county of Monroe, to the township of Ash in said county,

Ask leave to report the same back to the House without amendment recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mulholland,

The bill was then ordered to be engrossed for a third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to attach certain unorganized territory to the township of Midland,

Ask leave to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kore,

The bill was ordered engrossed for a third reading.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred

A bill to revise the charter of the city of Port Huron,

Respectfully report, that they have had the same under consideration, and have instructed me to report the same back with the following amendments: strike out after the word "affidavits," in the 5th line of section 21, chapter 5; also, strike out all of section 60, chapter 6; also, strike out in chapter 10, section 7, lines 7 and 8, the words "seven per cent. per annum, payable semi-annually," and insert "ten per cent.;" and recommend that it do pass, as so amended, and ask to be discharged from its further consideration.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

On motion of Mr. Bancroft,

The amendments were concurred in *in gross*.

Mr. Bancroft moved that the bill be engrossed for a third reading.

By the committee on ways and means:

The committee on ways and means to whom was referred

A bill to authorize Bay county to raise money by the issue of bonds to aid in the construction of a road,

Would report that they have had the same under consideration, and have instructed me to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Raymond,

The bill was placed on the order for third reading.

By the committee on ways and means:

The committee of ways and means to whom was referred

Joint resolution authorizing and empowering the Board of State Auditors to re-examine and adjust the accounts of Jonas H. Titus, late building commissioner of State Prison,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have directed their chairman to report the same back, without amendment, and recommend that it do pass, and ask to be discharged.

CHAS. DICKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brewster,

The bill was placed on the order for third reading.

Mr. Monroe, as chairman of the committee on public lands, introduced

A bill for the relief of settlers on swamp lands, and to extend the time for making the first payment on swamp land pre-emptions under sec. 14 of act 31, session laws of 1858;

Which was read twice, and

On motion of Mr. Monroe,

Placed on the order for third reading.

REPORTS OF SPECIAL COMMITTEES.

The special committee on constitutional amendments, to whom was referred sundry petitions in reference to the extension of the right of suffrage to every class of individuals who contribute to the support of government, have had the same under consideration, and would respectfully report:

That in view of the fundamental principle which underlies the whole superstructure of republican institutions, that taxation and representation are inseparable, we are unable to see any good and substantial reason, founded upon any principle of right known and acknowledged in the political ethics of this country, why the prayer of the petitioner should not be granted, and so far as these petitions relate to extending the right of suffrage to colored men, we herewith report a joint resolution, submitting the question to the people at the next general biennial election, and recommend that it do pass.

In reference to the prayer of the petitioners, that the right of suffrage be extended to women, your committee have given this subject a very careful investigation, and in view of the present organization of society, and every consideration connected therewith, we are unanimously of the opinion that the granting of the prayer of the petitioners, at the present time, would, in its practical workings, accomplish little or nothing in behalf of the great object sought, namely, the enlargement of the sphere of woman's influence, for the following reasons:

1st. It is an innovation which, if brought about at all, must, under institutions like ours, be carried into effect by the popular will, and the first thing to be considered, after the question of abstract right is fairly settled, is, whether the popular voice will, under all the circumstances, sustain the proposition under consideration. Your committee think not at this time, and whether the time will ever come is a question which we do not feel called upon to

discuss. While it is argued, on the one hand, that the present indications of change in the public mind on this subject are of a fleeting and unstable character, it is on the other hand thought to be a certain indication of a new era in the history and progress of republican institutions. Let this question be settled, and your committee will be the last to interpose objections to the full consummation of the wishes of the petitioners.

All of which is respectfully submitted, and your committee ask to be discharged from the further consideration of the subject.

FABIUS MILES, *Chairman.*

Report accepted, and committee discharged.

Mr. A. W. Buel called for the reading of the joint resolution.

The joint resolution was read by the clerk, whereupon

Mr. E. H. Thompson moved that the joint resolution be indefinitely postponed, and called for the yeas and nays.

The call was seconded,

And the motion to indefinitely postpone, was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Davids,	Mr. Monroe,
Beers,	Dunbar,	Mulholland,
A. W. Buel,	Fowler,	Raymond,
H. S. Buel,	Frisbee,	Reeves,
Bush,	Gies,	Richardson,
Bushnell,	Grace,	Smith,
Carpenter,	Greenfield,	E. H. Thomson,
Campau,	McDermott,	Warner,
Connor,	McKinley,	Wendell,
Dalton,		28

NAYS.

Mr. Allen,	Mr. Gage,	Mr. Perkins,
Baldwin,	Gilluly,	Phelps,
Beebe,	Glessner,	Pratt,
Brewster,	Goodwin,	Reynolds,
Brooks,	Green,	Richards,
G. W. Brown,	Kelley,	Robison,
Benj. Brown,	Kelsey,	Sessions,
S. F. Brown,	Kore,	Sharpe,
Carr,	Lane,	Starkweather,
Childs,	Loomis,	R. Thompson,

Clark,	McMahon,	Wallace,	
Dickey,	Miles,	Watkins,	
Drigga,	Mitchell,	Wilkerson,	
Enos,	Mussey,	Woolnough,	
Fallass,	Newman,	Wixson,	
Ferris,	Newton,	Speaker,	48

Mr. E. H. Thomson moved that the joint resolution be laid on the table.

On which motion he called for the yeas and nays.

The call was seconded.

And the motion to lay on the table was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Dunbar,	Mr. McKinley,	
A. W. Buel,	Fowler,	Monroe,	
H. S. Buel,	Frisbee,	Mulholland,	
Bush,	Gage,	Richardson,	
Carpenter,	Gies,	Smith,	
Campau,	Grace,	E. H. Thomson,	
Connor,	Greenfield,	Warner,	
Dalton,	McDermott,	Wendell,	
Davids,			25

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Phelps,	
Baldwin,	Gilluly,	Pratt,	
Bancroft,	Glessner,	Raymond,	
Beebe,	Goodwin,	Reeves,	
Brewster,	Green,	Reynolds,	
Brooks,	Kelley,	Richards,	
G. W. Brown,	Kelsey,	Robison,	
Benj. Brown,	Kore,	Sessions,	
S. F. Brown,	Lane,	Sharpe,	
Bushnell,	Loomis,	Starkweather,	
Carr,	McMahon,	R. Thompson,	
Childs,	Miles,	Wallace,	
Clark,	Mitchell,	Watkins,	
Dickey,	Mussey,	Wilkerson,	
Drigga,	Newman,	Woolnough,	
Enos,	Newton,	Wixson,	
Fallass,	Perkins,	Speaker,	51

Mr. McMahon moved that the joint resolution be recommitted to the special committee on amendments to the constitution, with instructions to reduce the same to legal form, carrying out the ideas embodied therein, and report the same back to the House as soon as practicable.

Mr. E. H. Thompson called for a division of the question, and demanded the yeas and nays.

The yeas and nays were ordered.

The question being to recommit to the special committee, without instructions, was adopted, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Gullily,	Mr.	Phelps,
	Baldwin,		Glessner,		Pratt,
	Beebe,		Goodwin,		Raymond,
	Brewster,		Green,		Reynolds,
	Brooks,		Greenfield,		Richards,
	G. W. Brown,		Kelley,		Robison,
	Benj. Brown,		Kelsey,		Sessions,
	S. F. Brown,		Kore,		Sharpe,
	Childs,		Lane,		Starkweather,
	Clark,		Loomis,		Thomas,
	Dickey,		McMahon,		R. Thompson,
	Driggs,		Miles,		Wallace,
	Enos,		Mitchell,		Watkins,
	Fallass,		Mussey,		Wilkerson,
	Ferris,		Newman,		Woolnough,
	Fowler,		Newton,		Wixson,
	Gage,		Perkins,		Speaker, 51

NAYS.

Mr.	Bancroft,	Mr.	Campau,	Mr.	McKinley,
	Beers,		Connor,		Monroe,
	Beeson,		Dalton,		Mulholland,
	A. W. Buel,		Davids,		Beeson,
	H. S. Buel,		Dunbar,		Smith,
	Bush,		Frisbee,		E. H. Thomson,
	Bushnell,		Gies,		Warner,
	Carr,		Grace,		Wendell,
	Carpenter,		McDermott,		26

Mr. McMahon withdrew the instructions.

Mr. A. W. Buel rose to a point of order: that the instructions could not be withdrawn, as the House had acted on a part of the motion.

The House took up the

SPECIAL ORDER OF THE DAY,

The same being the bills making appropriations for the Asylum for the Deaf, Dumb and Blind, and for the Asylum for the Insane.

The House considered first,

A bill making an appropriation in aid of the Michigan Asylum for the Deaf and Dumb, and the Blind, at Flint.

Mr. Dickey moved to strike out the word "fifty," in line 4, section 1 and insert "seventeen."

Pending which,

On motion of Mr. Kore,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the

SPECIAL ORDER,

In consideration of

A bill making an appropriation in aid of the Michigan Asylum for the deaf, dumb and blind, at Flint.

The question being upon the motion to strike out "fifty," in line 4, and insert "seventeen,"

The motion was adopted, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Gilluly,	Mr.	Newton,
	Baldwin,		Glessner,		Perkins,
	Beebe,		Green,		Reynolds,
	Brewster,		Greenfield,		Richards,
	G. W. Brown,		Kelley,		Sharpe,
	Benj. Brown.		Lane,		Starkweather,
	Bush,		Loomis,		R. Thompson,
	Childs,		McKinley,		Wallace,
	Clark,		Miles,		Watkins,
	Dickey,		Mitchell,		Wendell,
	Fallass,		Mussey,		Wilkerson,
	Fowler,		Mulholland,		Woolnough,
	Gies,				37

NAYS.

Mr.	Bancroft,	Mr.	Driggs,	Mr.	Pratt,
	Beers,		Frisbee,		Raymond,
	Brooks,		Gage,		Reeves,
	S. F. Brown,		Goodwin,		Richardson,
	H. S. Buel,		Grace,		Robison,
	Bushnell,		Kore,		Sessions,
	Carpenter,		McMahon,		Smith,
	Campan,		McDermott,		Thomas,
	Connor,		Monroe,		E. H. Thomson,
	Dalton,		Newman,		Speaker,
	Davids,		Perry,		32

Pending the announcement of the vote,

Mr. Baldwin moved that Mr. Fallass be excused from voting;

Which was not adopted.

Mr. Mussey moved to reconsider the vote just taken.

Mr. Dickey moved to lay the motion to reconsider on the table.

Which was not adopted.

Mr. Woolnough called for the yeas and nays on the motion to reconsider.

The call was seconded;

And the motion to reconsider was not adopted, by yeas and nays, as follows:

YEAS.

Beers,	Mr. Dunbar,	Mr. Mussey,
Brooks,	Frisbee,	Newman,
S. F. Brown,	Gage,	Perry,
A. W. Buel,	Gies,	Pratt,
H. S. Buel,	Goodwin,	Raymond,
Bushnell,	Grace,	Richardson,
Carr,	Kore,	Sessions,
Carpenter,	McMahon,	Smith,
Connor,	McDermott,	E. H. Thomson,
Dalton,	Monroe,	Speaker,
Davids,		31

NAYS.

Mr. Allen,	Mr. Gleesner,	Mr. Reynolds,
Baldwin,	Green,	Richards,
Beebe,	Greenfield,	Robison,
Beeson,	Kelley,	Sharpe,
Brewster,	Lane,	Starkweather,
G. W. Brown,	Loomis,	Thomas,
Benj. Brown,	McKinley,	R. Thompson,
Bush,	Miles,	Wallace,
Childs,	Mitchell,	Warner,
Clark,	Mulholland,	Watkins,
Dickey,	Newton,	Wendell,
Driggs,	Perkins,	Wilkerson,
Enos,	Phelps,	Woolnough,
Fallass,	Reeves,	Wixson,
Gilluly,		43

Pending the announcement of the vote,

Mr. Woolnough moved that Mr. Carr be excused from voting.

Which motion was not adopted.

Mr. E. H. Thomson moved to lay the bill upon the table.

Mr. Woolnough moved to amend by striking out in lines 4 and 5, the words, "and completing the entire building."

Which was adopted.

Mr. E. H. Thomson offered the following to stand as section 3:

Sec. 3. The Auditor General shall in the years 1859 and 1860, at the same time other State taxes are apportioned by him among the several counties, apportion among the several counties, in proportion to the valuation as equalized by the State Board of Equalization, the sum of $65,000 for the year 1859, and the sum of $17,000 for 1860, which several amounts when apportioned shall be collected and returned as other State taxes are required to be by law;

Which was adopted.

Mr. E. H. Thomson moved that the bill be placed on its final passage;

Which motion was adopted.

The bill being

A bill making an appropriation in aid of the Michigan Asylum for the deaf, dumb and blind at Flint,

Was read a third time, and a majority of all the members elect voting therefor, it was passed by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Phelps,
Baldwin,	Gilluly,	Pratt,
Bancroft,	Gleesner,	Raymond,
Beers,	Goodwin,	Reynolds,
Beeson,	Grace,	Richards,
Brewster,	Green,	Richardson,
Brooks,	Greenfield,	Robison,
G. W. Brown,	Kelley,	Sessions,
Benj. Brown,	Kore,	Sharpe,
S. F. Brown,	Lane,	Smith,
H. S. Buel,	Loomis,	Starkweather,
Carr,	McMahon,	Thomas,
Childs,	McDermott,	E. H. Thomson,
Clark,	McKinley,	R. Thompson,
Campau,	Miles,	Wallace,
Davids,	Mitchell,	Warner,
Dickey,	Monroe,	Watkins,
Driggs,	Mussey,	Wendell,
Enos,	Mulholland,	Wilkerson,
Fallass,	Newman,	Woolnough,
Ferris,	Newton,	Wixson,
Fowler,	Perkins,	Speaker, 66

NAYS.

Mr. Beebe,	Mr. Carpenter,	Mr. Frisbee	
A. W. Buel,	Connor,	Gies,	
Bush,	Dalton,	Reeves,	
Bushnell,	Dunbar,		11

On motion of Mr. E. H. Thomson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 57, entitled

A bill making appropriation for constructing, furnishing and sustaining the Michigan Asylum for the insane,

Being under consideration, on the special order,

Mr. Dickey moved to amend by striking out in line 1, section 1, the word "fifty-seven," and inserting "forty-five;" also, in line 2, section 1, the word "fifty-two," and inserting "fifty-five;" also, in line 1, section 2, the word "forty-five," and inserting "thirty-three;" also, in the same line, strike out the words "five hundred;" also, in line 5, section 2, strike out "five," and insert "eight."

On motion of Mr. Pratt,

The amendments were concurred in, in gross.

On motion of Mr. Pratt,

The bill was ordered read a third time and placed on its final passage.

The bill, being

A bill making an appropriation for constructing, furnishing and sustaining the Michigan Asylum for the Insane,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Pratt,
Baldwin,	Gilluly,	Raymond,
Bancroft,	Goodwin,	Reynolds,
Besson,	Grace,	Richards,
Brewster,	Green,	Richardson,
Brooks,	Greenfield,	Robison,
G. W. Brown,	Kelley,	Sessions,
S. F. Brown,	Kore,	Sharpe,
H. S. Buel,	Lane,	Starkweather,
Bush,	McMahon,	Thomas,
Carr,	McKinley,	E. H. Thomson,
Childs,	Mitchell,	R. Thompson,

Davids,	Monroe,	Warner,	
Dickey,	Mulholland,	Watkins,	
Driggs,	Newman,	Wendell,	
Enos,	Newton,	Wilkerson,	
Fallass,	Perry,	Woolnough,	
Ferris,	Perkins,	Wixson,	
Fowler,	Phelps,	Speaker,	57

NAYS.

Mr. Beebe,	Mr. Clark,	Mr. Gage,	
Beers,	Campau,	Giee,	
Benj. Brown,	Connor,	McDermott,	
Bushnell,	Dalton,	Smith,	
Carpenter,	Dunbar,		14

On motion of Mr. Pratt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Dickey, by unanimous consent, introduced,

A bill to provide for the payment of the expenses of the State government,

Which was read twice.

Mr. Dickey moved that the rules be suspended, and that the bill be placed on its final passage.

Which was adopted.

Mr. Lane moved to strike out "one and one-fourth mill," and insert "one mill."

Which was not adopted.

Mr. Carr moved to make the amount "one and one-half mills."

Which was not adopted.

Mr. E. H. Thomson moved to lay the bill upon the table, and demanded the yeas and nays.

The yeas and nays were ordered,

And the motion to lay on the table was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Connor,	Mr. Miles,	
Beers,	Davids,	Mulholland,	
Brewster,	Driggs,	Perkins,	
Brooks,	Dunbar,	Reynolds,	
G. W. Brown,	Fowler,	Richardson,	
Benj. Brown,	Frisbee,	Robison,	
H. S. Buel,	Gage,	Starkweather,	

Bush,	Grace,	E. H. Thomson,
Carr,	Kelsey,	Wallace,
Carpenter,	Kore,	Warner,
Childs,	Lane,	Wendell,
Clark,	McMahon,	Wilkerson,
Campau,	McKinley,	Wixson, 39

NAYS.

Mr. Allen,	Mr. Gleasner,	Mr. Phelps,
Bancroft,	Goodwin,	Pratt,
Beebe,	Green,	Raymond,
Beeson,	Greenfield,	Reeves,
S. F. Brown,	Kelley,	Richards,
Bushnell,	Loomis,	Sessions,
Dalton,	McDermott,	Sharpe,
Dickey	Mitchell,	Smith,
Etros,	Monroe,	Thomas,
Fallass,	Mussey,	R. Thompson,
Ferris,	Newman,	Watkins,
Gies,	Newton,	Woolnough,
Gilluly,	Perry,	Speaker, 39

Mr. E. H. Thomson moved to re-commit the bill to the committee on ways and means with instructions to report the amount necessary to be raised, after all the appropriations shall have passed this House;

Which was not adopted by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Driggs,	Mr. Miles,
Beers,	Dunbar,	Mulholland,
G. W. Brown,	Fowler,	Perry,
Benj. Brown,	Frisbee,	Reynolds,
H. S. Buel,	Gage,	Richardson,
Bush,	Grace,	Robison,
Carr,	Greenfield,	Sharpe,
Carpenter,	Kore,	Smith,
Childs,	Lane,	Starkweather,
Clark,	McMahon,	E. H. Thomson,
Campau,	McDermott,	Warner,
Davids,	McKinley,	Wilkerson, 36

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,
Bancroft,	Gies,	Phelps,
Beebe,	Gilluly,	Pratt,
Beeson,	Glessner,	Reeves,
Brewster,	Goodwin,	Richards,
Brooks,	Green,	Sessions,
S. F. Brown,	Kelley	R. Thompson,
Bushnell,	Kelsey	Wallace,
Connor,	Mitchell,	Wendell,

Dalton,	Monroe,	Woolnough,	
Dickey,	Mussey,	Wixson,	
Enos,	Newman,	Speaker,	
Fallass,	Newton,		38

Mr. E. H. Thomson moved to re-commit to the committee on State affairs, with instructions to bring in a bill regulating the amount to be levied and assessed as State tax, after all the appropriations shall have passed both branches of this Legislature;

And demanded the yeas and nays.

The yeas and nays were not ordered.

The motion to re-commit was not adopted.

The question recurring on the passage of the bill, entitled

A bill to provide for the payment of the expenses of the State government,

Was read a third time and passed, a majority of all the members elect voting therefore, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ke'ley,	Mr.	Pratt,
	Beeson,		Kelsey,		Raymond,
	G. W. Brown,		Kore,		Richards,
	S. F. Brown,		Lane,		Robison,
	Childs,		Loomis,		Sessions,
	Dickey,		McMahon,		Sharpe,
	Drigga,		Miles,		Starkweather,
	Enos,		Mitchell,		Thomas,
	Fallass,		Monroe,		R. Thompson
	Ferris,		Mussey,		Wallace,
	Fowler,		Mulholland,		Watkins,
	Gage,		Newman,		Wilkerson,
	Gilluly,		Newton,		Woolnough,
	Goodwin,		Perry,		Wixson,
	Green,		Phelps		Speaker,
	Greenfield,				46

NAYS.

Mr.	Baldwin,	Mr.	Carpenter,	Mr.	McDermott,
	Bancroft,		Clark,		McKinley,
	Beebe,		Campau,		Perkins,
	Beers,		Connor,		Reeves,
	Brewster,		Dalton,		Reynolds,
	Brooks,		Davids,		Richardson,
	Benj. Brown,		Dunbar,		Smith,
	H. S. Buel,		Frisbee,		E. H. Thomson,
	Bush,		Gies,		Warner,
	Bushnell,		Gleesner,		Wendell,
	Carr,		Grace,		32

77

On motion of Mr. Kore,

The title was amended by adding thereto the words, "the State debt and the interest falling due in the years 1859 and 1860.

The title as amended was agreed to.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, February 7, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following acts:

An act entitled an act to amend section 16 of an act to incorporate the city of Jackson;

Also,

An act entitled an act to amend section 1 of an act to incorporate the village of Hastings, approved Feb. 13, 1855;

Also,

An act entitled an act to amend an act entitled an act to incorporate Monroe Chapter No. 1, of Royal Arch Masons of the city of Detroit, approved March 28, 1850;

Also,

An an entitled an act to amend section 4 of an act entitled an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, compiled laws volume 2, section 3,414;

Also,

An act entitled an act to amend sec. 1, of an act entitled an act supplementary to an act to define the limits, jurisdiction and powers of Circuit Courts, approved April 8, 1851, and to repeal an act supplementary to said act, approved June 27, 1851, approved February 15, 1853, compiled laws vol. 2, section 3,435;

Also,

An act entitled an act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, and in the holding of courts;

Also,

A joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to the township of Hartford, in the county of Van Buren, for a burying ground.

M. WISNER.

Also, the following:

EXECUTIVE OFFICE,
Lansing, February 5, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following act:

An act to organize the county of Muskegon.

M. WISNER.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 5, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives, the following:

A bill to provide for the re-assessment and collection of the taxes in the township of Marshall, Calhoun county, for the year 1856.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all of said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 5, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to amend section 2463 of the compiled laws of 1857;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was read twice and referred to the judiciary committee.

Also the following:

SENATE CHAMBER,
Lansing, February 5, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to incorporate the city of Marshall.

Which has passed the Senate, by a majority vote of all the Senators elect, and ordered to take effect on the 25th day of February next, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on banks and incorporations.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Childs moved to discharge the committee of the whole from the further consideration of House bill No. 94, the same being

A bill to provide for the establishment of school district libraries,

And that the same be engrossed for a third reading.

Which was adopted.

Mr. Gilluly offered the following:

Resolved, That, until further ordered, no member shall speak more than once upon any question, nor more than five minutes at any one time, without leave of the House.

Mr. E. H. Thomson moved to lay the resolution on the table.

Mr. G. W. Brown called for the yeas and nays.

The call was not seconded.

The motion to lay on the table was not adopted.

The question recurring on the adoption of the resolution,

Mr. E. H. Thomson called for the yeas and nays.

The call was seconded;

And the resolution was not adopted, two-thirds of all the members voting on the same not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Green,	Mr. Pratt,
Brewster,	Kelley,	Raymond,

Brooks,	Kelsey,	Reynolds,
G. W. Brown,	Lane,	Richards,
S. F. Brown,	Loomis,	Sessions,
Clark,	McDermott,	Starkweather
Campau,	Miles,	Thomas,
Dickey,	Mitchell,	R. Thompson,
Dunbar,	Monroe,	Wallace,
Fallass,	Mulholland,	Watkins,
Ferris,	Newman,	Wendell,
Gage,	Newton,	Wilkerson,
Gilluly,	Perkins,	Woolnough,
Goodwin,	Phelps,	Wixson, 42

NAYS.

Mr. Allen,	Mr. Connor,	Mr. McKinley,
Bancroft,	Dalton,	Mussey,
Beebe,	Davids,	Perry,
Beers,	Enos,	Reeves,
Beeson,	Fowler,	Richardson,
H. S. Buel,	Frisbee,	Sharpe,
Bush,	Gies,	Smith,
Carr,	Glessner,	E. H. Thomson,
Carpenter,	Grace,	Warner,
Childs,	McMahon,	Speaker, 30

Pending the announcement of the vote,

Mr. Baldwin moved that Mr. McMahon be excused from voting.

Which motion was not adopted.

By unanimous consent, the judiciary committee made the following report:

The committee on judiciary, to whom was referred

A bill to amend section 2,463 of the compiled laws of 1857,

Would respectfully report that they have had the same under consideration, and report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mussey,

The rules were suspended and the bill placed on its final passage.

The bill, entitled

A bill to amend section 2463 of the compiled laws of 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Bancroft,	Fallass,	Newton,
Beebe,	Ferris,	Perry,
Beers,	Fowler,	Perkins,
Beeson,	Frisbee,	Phelps,
Brewster,	Gage,	Pratt,
Brooks,	Gies,	Raymond,
G. W. Brown	Gilluly,	Reeves,
Benj. Brown,	Glessner,	Reynolds,
S. F. Brown,	Goodwin,	Richards,
A. W. Buel,	Grace,	Richardson,
H. S. Buel,	Green,	Sessions,
Bush,	Kelley,	Sharpe,
Carr,	Kelsey,	Smith,
Carpenter,	Lane,	E. H. Thomson,
Childs,	Loomis,	R. Thompson,
Clark,	McMahon,	Wallace,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Wendell,
Davids,	Monroe,	Wilkerson,
Dickey,	Mussey,	Woolnough,
Driggs,	Mulholland,	65

YEAS. 0

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. H. S. Buel offered the following:

Whereas, The committee on federal relations, in reporting a bill to this House, have assigned the decision of the Supreme Court of the United States, in the case usually known as the "Dred Scott" case, as the reason therefor, thus bringing the acts of the judiciary before this body for their action, and to influence legislation; and,

Whereas, The said "Dred Scott" decision has been usually interpreted as denying political rights to the negro; therefore,

Resolved, That the decision of the Supreme Court of this State, rendered in October last, in the case of "Day *vs.* Owen," may properly come before this body for action; be it further

Resolved, That if the "Dred Scott" decision aforesaid, in denying political rights to the negro, is unjust and unequal, and not to be tolerated, then is the decision in the case of "Day *vs.* Owen" aforesaid still

more unjust, unequal and not to be tolerated, denying as it does to the negro the exercise of the privilege and enjoyment of social rights.

Mr. Mussey moved that the preamble and resolution be indefinitely postponed.

Mr. H. S. Buel called for the yeas and nays.

The call was seconded,

And the motion to indefinitely postpone was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Glessner,	Mr. Raymond,
Brewster,	Green,	Reynolds,
Brooks,	Kelley,	Richards,
G. W. Brown,	Kelsey,	Robison,
Benj. Brown,	Lane,	Sessions,
S. F. Brown,	Loomis,	Sharpe,
Childs,	McMahon,	Starkweather,
Clark,	Miles,	R. Thompson,
Dickey,	Monroe,	Wallace,
Driggs,	Mussey,	Watkins,
Fallass,	Mulholland,	Wilkerson,
Ferris,	Newman,	Woolnough,
Fowler,	Newton,	Wixson,
Gage,	Perry,	Speaker,
Gilluly,	Perkins,	44

NAYS.

Mr. Bancroft,	Mr. Dalton,	Mr. Phelps,
Beers,	Davids,	Reeves,
Reeson,	Dunbar,	Richardson,
A. W. Buel,	Frisbee,	Smith,
H. S. Buel,	Gies,	E. H. Thomson,
Bush,	Grace,	Warner,
Carpenter,	McDermott,	Wendell,
Connor,	McKinley,	23

Mr. Mussey moved that

House bill No. 25, being

A bill to amend chapter 40 of the compiled laws relative to the support of the poor persons by the public,

Be taken from the table;

Which motion was adopted.

Mr. McMahon moved that the House concur in the amendments made to the bill in the Senate.

The amendments were concurred in by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Fallas,	Mr. Pratt,
Bancroft,	Ferris,	Raymond,
Beebe,	Frisbee,	Reynolds,
Beers,	Gage,	Richards,
Beeson,	Gies,	Richardson,
Brewster,	Gilluly,	Robison,
G. W. Brown,	Grace,	Sessions,
Benj. Brown,	Green,	Sharpe,
S. F. Brown,	Kelley,	Smith,
A. W. Buel,	Kelsey,	Starkweather,
H. S. Buel,	Kore,	E. H. Thomson,
Bush,	Lane,	R. Thompson,
Carr,	Loomis,	Wallace,
Carpenter,	McMahon,	Warner,
Childs,	McKinley,	Watkins,
Clark,	Monroe,	Wendell,
Campau,	Newman,	Wilkerson,
Connor,	Newton,	Woolnough,
Dickey,	Perry,	Wixson,
Driggs,	Phelps,	Speaker,
Dunbar,		61

NAYS.

Mr. Bushnell,	Mr. Gleesner,	Mr. Mitchell,
Davids,	McDermott,	Mulholland, 6

The bill was then referred to the committee on engrossment and enrollment.

Mr. Carr moved that the committee of the whole be discharged from a further consideration of House bill No. 27, being

A bill to amend an act entitled "an act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved Feb. 14, 1853, and an act amendatory thereto entitled "an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14th, 1853, and an act amendatory thereto, approved February 12th, 1855,"

Which was not adopted.

Mr. Beebe offered the following:

Resolved, By the House, (the Senate concurring,) That the Legislature of Michigan now in session, will adjourn *sine die* at twelve o'clock noon on Monday, the fourteenth day of February, instant, and that no further business will be transacted by the two Houses after that date.

Which was laid upon the table.

Mr. Bancroft moved that the committee of the whole be discharged from the further consideration of House bill No. 98, being

A bill to carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas and other States, to reclaim the swamp lands in their limits, approved Sept. 28, 1850,

And that the same be referred to the committee on ways and means;

Which motion was adopted.

Mr. E. H. Thomson moved to discharge the committe of the whole from the further consideration of House bill No. 108, being

A bill confirming the sale of the Iron Mountain railroad;

Which was adopted.

On motion of Mr. E. H. Thomson,

The bill was laid on the table.

Mr. Ferris moved that the committee of the whole be discharged from the further consideration of House bill No. 59, being

A bill for the construction of a State road from St. Louis, in Gratiot county, by way of Alma, and the geographical center of Montcalm county, to the State road from Greenville, to the Big Rapids, on the Muskegon River.

Which motion was adopted.

On motion of Mr. Ferris,

Sundry amendments were made to the bill, and it was placed on the order for third reading.

Mr. McDermott moved that the committee of the whole be discharged from the further consideration of House bill No. 67, being

A bill to provide for the admission of clergymen to visit prisoners confined in any jail or prison.

Which was adopted.

Mr. A. W. Buel moved to amend by adding to section 2 the following:

Provided, however, that the keeper or other persons having the control of said prison or jail, alms-house, work-house, house of correction or poor-house, shall first be satisfied that such clergymen are in good and regular standing in their profession, and are pastors of any church or religious congregation in this State;

Which was adopted.

Mr. Pratt moved to amend by inserting the word "hospital" in line

2, section 1, after the word "correction;" also insert the same word in line 5, after the word "correction;"

Which was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Richardson, moved to take from the table

A bill to detach the township of Sebawaing from the county of Huron, and attach the same to the county of Tuscola,

And place the same on the order of third reading;

Which was not adopted.

Mr. Pratt moved that the committee on printing be discharged from the further consideration of the memorial of the State Medical Association, and accompanying documents, and that said documents be returned to the possession of the House;

Which was adopted, and

On motion of Mr. Pratt,

Leave was granted to withdraw the memorial.

Mr. Robison, asked and obtained unanimous consent to introduce

A bill for the relief of fractional school district No. 9, in the townships of Scio and Webster, in Washtenaw county;

Which was read twice, and

On motion of Mr. Robison,

The rules were suspended, and the bill was placed on its final passage.

The bill was then read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Wixson,	Mr. Newman,
Bancroft,	Driggs,	Newton,
Beebe,	Dunbar,	Perry,
Beers,	Enos,	Perkins,
Beeson,	Fallass,	Pratt,
Brewster,	Fowler,	Reynolds,
Brooks,	Frisbee,	Richards,
G. W. Brown,	Gage,	Richardson,
Benj. Brown,	Gies,	Robison,
S. F. Brown,	Gilluly,	Sessions,
A. W. Buel,	Gleesner,	Sharpe,
H. S. Buel,	Grace,	Smith,
Bush,	Kelley,	Starkweather,
Carr,	Kelsey,	E. H. Thompson,
Carpenter,	Kore,	R. Thompson,
Childs,	Lane,	Wallace,
Clark,	Miles,	Warner,

Connor,	Monroe,	Wilkerson,	
Dalton,	Mussey,	Woolnough,	
Davids,	Mulholland,	Speaker,	
Dickey,			61

NAYS.

Bushnell,	1

Title agreed to.

On motion of Mr. Robison,

The bill was ordered to take immediate effect by a vote of two-thirds of all of the members elect.

Mr. E. H. Thomson moved to have the committee of the whole discharged from the further consideration of

Joint resolution for the establishment of a semi-weekly overland mail from St. Paul, in the State of Minnesota, to Puget Sound.

Which was adopted, and the same ordered to a third reading.

Mr. Bushnell moved that the House adjourn.

Which was not adopted.

Mr. Driggs moved that the bill to amend an act entitled an act to provide for assessing property at its true value and for levying and collecting taxes thereon, approved Feb. 14, 1853, be taken from the table and placed on the order for third reading,

Which was not adopted.

Mr. G. W. Brown moved that House bill No. 75, entitled

A bill to amend chapter 95 of the revised statutes of 1846,

Be recommitted to the committee on judiciary.

Which was adopted.

Mr. Driggs moved that the committee of the whole be discharged from the further consideration of bill No. 99, being

A bill to incorporate a Board of Education for the city of East Saginaw,

And that the same be placed on the order for a third reading.

Which was adopted.

On motion of Mr. Pratt, it was

Resolved, That the House will, until otherwise ordered, hold evening sessions, commencing at 7 o'clock.

Mr. Dalton moved to take from the table

A bill supplementary to an act entitled an act to organize the county of Muskegon.

On motion of Mr. Gies,

The motion was laid on the table.

Mr. Monroe moved that House bill No. 9 be taken from the table, being

A bill to provide for the settlement and drainage of the swamp lands by actual settlers,

And the same be put on the order of third reading.

Which was not adopted.

Mr. Dunbar moved that the committee of the whole be discharged from the further consideration of

House bill No. 101, being

A bill to amend secs. 6, 33, 35 of an act to incorporate the city of Monroe, approved March 22, 1837,

And that the same be placed on its final passage;

Which was adopted.

Mr. Mulholland moved to amend by inserting in line 42, sec. 33, after the word "cases" the words "provided that the city pay all charges for board and other expenses;

Which was adopted.

By unanimous consent, the bill was then read a third time by its title and passed, a majority of all the members elect voting for the same by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newman,
Bancroft,	Ferris,	Newton,
Beers,	Fowler,	Perkins,
Beeson,	Friabee,	Pratt,
Brewster,	Gies,	Reeves,
G. W. Brown,	Gilluly,	Richards,
Benj. Brown,	Gleasner,	Robison,
S. F. Brown,	Goodwin,	Sessions,
A. W. Buel,	Grace,	Sharpe,
H. S. Buel,	Green,	Starkweather,
Carr,	Kelley,	Thomas,
Carpenter,	Kelsey,	E. H. Thomson,
Childs,	Kore,	R. Thompson,
Campau,	Lane,	Wallace,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Davids,	Monroe,	Wilkerson,
Dickey,	Mussey,	Wixson,
Driggs,	Mulholland,	Speaker,
Dunbar,		58

NAYS.

Mr. Beebe, Mr. Gage, Mr. Perry,
Bushnell, 4

On motion of Mr. Dunbar,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Reeves, gave notice that he would, at some future time, ask leave to introduce

A bill requiring all steamboat captains and owners, and all railroad companies to allow negroes a cabin passage thereon, if requested.

Mr. H. S. Buel moved that House bill No. 17, being

A bill to amend section 11 of the act entitled an act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers, approved April 8, 1851, (vol. 1, compiled laws, sec. 345,)

Be placed on its final passage.

Which was adopted.

By unanimous consent, the bill was read a third time by its title, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Ferris,	Mr. Raymond,
Beebe,	Frisbee,	Reeves,
Beers,	Gage,	Reynolds,
Beeson,	Goodwin,	Richards,
Brewster,	Grace,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Kelley,	Sessions,
A. W. Buel,	Kore,	Sharpe,
H. S. Buel,	Lane,	Smith,
Bush,	McDermott,	Starkweather,
Carpenter,	McKinley,	Thomas,
Childs,	Monroe,	E. H. Thomson,
Campau,	Mussey,	Warner,
Connor,	Newman,	Watkins,
Davids,	Newton,	Wilkerson,
Driggs,	Perkins,	Wixson,
Dunbar,	Pratt,	Speaker,
Fallass,		52

NAYS.

Mr. Allen,	Mr. Clark,	Mr. Kelsey,
Bancroft,	Dickey,	Miles,
Brooks,	Fowler,	Mulholland,

G. W. Brown,	Gies,	Phelps,	
Bushnell,	Gilluly,	R. Thompson,	
Carr,	Gleesner,	Wallace,	18

On motion of Mr. Kore,

The House took a recess till 7 o'clock.

EVENING SESSION.

7 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of business under the head of

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Campau, pursuant to previous notice, leave being granted, introduced

A bill to amend an act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857;

Which was read twice, and referred to the committee on banks and incorporations.

Mr. Bush, in accordance with previous notice, leave being granted, introduced

A bill to amend section 491, volume 1, of the compiled laws of 1857 being an act in relation to vacancies in county offices.

Which was read twice, and referred to the committee on judiciary.

Mr. Phelps asked and obtained unanimous consent to introduce

A joint resolution relative to the military instruction of the uniformed volunteer companies of Michigan militia,

Which was read twice and referred to the committee on militia.

Mr. Driggs asked and obtained unanimous consent to introduce

A joint resolution relative to the capitol and State offices,

Which was read twice and referred to the committee on State affairs.

Mr. E. H. Thomson moved to take from the table

A bill to amend an act entitled an act to incorporate the city of Flint, approved Feb. 13, 1855, and the act amendatory thereto, approved Feb. 2, 1857;

Which was adopted.

Mr. E. H. Thomson moved that the bill be placed on its final passage.

Which was adopted.

By unanimous consent, the bill was read a third time by its title and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Monroe,	
Beeson,	Gage,	Mussey,	
Brooks,	Gilluly,	Mulholland,	
G. W. Brown,	Goodwin,	Newman,	
Benj. Brown,	Grace,	Newton,	
S. F. Brown,	Green,	Perry,	
A. W. Buel,	Greenfield,	Perkins,	
H. S. Buel,	Kelley,	Pratt,	
Childs,	Kelsey,	Richards,	
Clark,	Kore,	Richardson,	
Campau,	Lane,	Robison,	
Davids,	Loomis,	Thomas,	
Driggs,	McMahon,	Warner,	
Dunbar,	McDermott,	Wilkerson,	
Enos,	McKinley,	Woolnough,	
Ferris,	Mitchell,	Speaker,	48

NAYS.

Mr. Bushnell,	Mr. Glessner,	Mr. R. Thompson,	
Dickey,	Reynolds,	Wallace,	
Fallass,	E. H. Thomson,	Watkins,	9

Mr. Beeson, pursuant to previous notice, leave being granted, introduced

A joint resolution for the relief of Jared Hoadley;

Which was read twice, and referred to the committee on public lands.

Mr. Bushnell gave notice that on some future day (if not sooner) he will ask leave to introduce

A bill to change the name of Joseph Warren to Henry Montgomery.

Mr. Baldwin moved that the committee of the whole be discharged from th› further consideration of House bill No. 82, being

A bill to amend section 30, chapter 10 of the compiled laws, fixing the compensation of the boards of supervisors,

And that the same be placed on the order for third reading;

Which was adopted.

Mr. Richardson, by unanimous consent, introduced

A bill to organize the township of Geneva in the county of Tuscola,

Which was read twice and referred to the committee on towns and counties.

Mr. Mussey moved to discharge the committee of the whole from the further consideration of

House bill No. 2, entitled

A bill to amend sections 13, 17 and 23 of an act entitled an act relative to plank roads, approved March 13, 1848, and to amend an act amendatory thereto, approved January 9, 1853;

Which was adopted.

To which sundry amendments were made, and,

On motion of Mr. Gies,

The bill was laid on the table.

Mr. Bushnell moved to take from the table the following resolution, laid on the table on the 21st ult., to wit:

Resolved, That the committee on the judiciary be instructed to enquire into the propriety of bringing in a bill to legalize intermarriage between the negro and white races in this State.

Mr. Kore moved to lay the motion on the table.

Which was adopted.

Mr. McMahon offered the following:

Resolved, That the special committee to investigate into the affairs of the land grant railroad companies, be and are hereby authorized and empowered to employ a clerk.

Which was adopted.

Mr. Carr, in accordance with previous notice, leave being granted, introduced

A bill to provide for laying out and establishing a State road from Midland city, in Midland, to St. Charles, in Saginaw county;

Which was read twice and referred to the committtee on roads and bridges.

THIRD READING OF BILLS.

Senate bill No. 99, being

A bill to amend an act entitled an act to provide for the sale of the swamp lands, and the reclamation thereof, and to secure the pre-emption claims of settlers thereon, approved Feb. 4, 1858,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Raymond,
Baldwin,	Gilluly,	Reeves,

Beebe,	Glessner,	Reynolds,
Beeson,	Goodwin,	Richards,
Brewster,	Greenfield,	Richardson,
Brooks,	Kelley,	Sessions,
G. W. Brown,	Kelsey,	Sharpe,
Benj. Brown,	Kore,	Starkweather,
S. F. Brown,	Lane,	Thomas,
Carr,	McMahon,	R. Thompson,
Childs,	McKinley,	Wallace,
Clark,	Miles,	Warner,
Connor,	Monroe,	Watkins,
Davids,	Mussey,	Wendell,
Dickey,	Mulholland,	Wilkerson,
Driggs,	Newman,	Woolnough,
Enos,	Perry,	Wixson,
Fallass,	Perkins,	Speaker,
Fowler,	Pratt,	56

NAYS

Mr. H. S. Buel,	Mr. Frisbee,	Mr. Loomis,
Bushnell,	Geis,	McDermott,
Dalton,	Grace,	E. H. Thomson, 9

Title agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to attach certain fractional towns to townships in the county of Saginaw,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Mussey,
Baldwin,	Watkins,	Mulholland,
Beebe,	Wendell,	Newman,
Beeson,	Ferris,	Perry,
Brewster,	Gage,	Perkins,
Brooks,	Gies,	Pratt,
G. W. Brown,	Gilluly,	Reynolds,
Benj. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Richardson
Bush,	Green,	Sessions,
Carr,	Greenfield,	Sharpe,
Childs,	Kelley,	Smith,
Clark,	Kelsey,	Starkweather,
Campau,	Kore,	Thomas,
Connor,	Lane,	E. H. Thomson,

Dalton,	Loomis,	R. Thompson,	
Davids,	McMahon,	Wallace,	
Dickey,	McKinley,	Warner,	
Driggs,	Miles,	Wixson,	
Enos,	Monroe,	Speaker,	60

NAYS.

Mr. Bushnell, 1

Title agreed to.

On motion of Mr. Driggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 48, entitled

A bill to provide a military fund in aid of the volunteer uniformed militia,

Was read a third time.

Pending the vote,

Mr. Lane moved to recommit the bill to the committee on militia, with instructions.

Which was not adopted.

Mr. E. H. Thomson demanded the previous question,

Which was not seconded.

Mr. Woolnough, by unanimous consent, moved to amend by inserting in line 4, section 1, after the word therein, the words "for the year 1860, and for each year thereafter;"

Which was adopted.

Mr. McMahon moved to re-commit the bill to the committee on ways and means, with instructions to strike out "one-twentieth" in line 3, section 1, and inserting "one-fortieth."

Mr. McDermott called for the yeas and nays;

Which were ordered;

And the motion to re-commit was not adopted, by yeas and nays as follows:

YEAS.

Mr. Brooks,	Mr. Kelley,	Mr. Reynolds,	
G. W. Brown,	Kore,	Richards,	
Benj. Brown,	Lane,	Robison,	
Bush,	McMahon,	Starkweather,	
Childs,	Miles,	Thomas,	
Fallass,	Mulholland,	Wallace,	
Gage,	Newton,	Watkins,	
Green,	Perkins,	Wilkerson,	24

NAYS.

Mr. Allen,	Mr. Davids,	Mr. Monroe,
Baldwin,	Dickey,	Newman,
Beebe,	Driggs,	Phelps,
Beers,	Ferris,	Pratt,
Beeson,	Gies,	Raymond,
Brewster,	Gilluly,	Richardson,
A. W. Buel,	Goodwin,	Sessions,
Bushnell,	Grace,	Sharpe,
Carr,	Greenfield,	E. H. Thomson,
Clark,	McDermott,	R. Thompson,
Campau,	McKinley,	Warner,
Connor,	Mitchell,	Speaker,
Dalton,		37

Mr. Monroe demanded the previous question.

Which demand was seconded and the main question ordered.

The bill was not passed, a majority of all the members elect not voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Davids,	Mr. Phelps,
Beers,	Dickey,	Pratt,
Beeson,	Driggs,	Raymond,
G. W. Brown,	Ferris,	Reeves,
S. F. Brown,	Gies,	Richardson,
A. W. Buel,	Gleasner,	Smith,
Bushnell,	Grace,	E. H. Thomson,
Carr,	Greenfield,	Warner,
Clark,	McDermott,	Wendell,
Campau,	McKinley,	Woolnough,
Connor,	Mitchell,	Speaker,
Dalton,	Monroe,	35

NAYS.

Mr. Baldwin,	Mr. Gage,	Mr. Reynolds,
Beebe,	Gilluly,	Richards,
Brewster,	Goodwin,	Robison,
Brooks,	Green,	Sessions,
Benj. Brown,	Kelley,	Sharpe,
H. S. Buel,	Kore,	Starkweather,
Bush,	Lane,	Thomas,
Childs,	Loomis,	R. Thompson,
Dunbar,	McMahon,	Wallace,
Enos,	Mulholland,	Watkins,
Fallass,	Newman,	Wilkerson,
Fowler,	Newton,	Wixson,
Frisbee,	Perkins,	38

Pending the announcement of the vote,

Mr. Gies moved that Mr. Loomis be excused from voting;

Which was not adopted.

Mr. Reeves moved that Mr. B. Brown be excused from voting;

Which was not adopted.

Mr. Gies moved that Mr. Bushnell be excused from voting;

Which was not adopted.

Mr. Dickey gave notice of his intention to move a reconsideration of the vote taken on the passage of the last named bill.

House bill No. 76, being

A bill to continue in force an act for the purchase of Webster's dictionary by school districts,

Was read a third time and not passed, a majority of all the members elect not voting for the same, as follows:

YEAS.

Mr. Allen,	Mr. Connor,	Mr. Mulholland,
Baldwin,	Davids,	Newton,
Beebe,	Driggs,	Perkins,
Beers,	Dunbar,	Pratt,
Beeson,	Fallass,	Reynolds,
Brewster,	Ferris,	Richardson,
G. W. Brown,	Fowler,	Sessions,
Benj. Brown,	Frisbee,	Sharpe,
H. S. Buel,	Gilluly,	Watkins,
Bush,	Green,	Wilkerson,
Carr,	Lane,	Wixson,
Childs,	McMahon,	Speaker,
Clark,		37

NAYS.

Mr. Brooks,	Mr. Grace,	Mr. Phelps,
S. F. Brown,	Greenfield,	Raymond,
A. W. Buel,	Kelley,	Reeves,
Bushnell,	Kore,	Robison,
Dalton,	Loomis,	Smith,
Dickey,	McKinley,	Starkweather,
Enos,	Miles,	E. H. Thomson,
Gage,	Mitchell,	R. Thompson,
Gies,	Monroe,	Wallace,
Glessner,	Newman,	Wendell,
Goodwin,	Perry,	Woolnough, 33

Pending the announcement of the vote,

Mr. H. S. Buel moved that Mr. A. W. Buel be excused from voting

Which was not adopted.

Mr. Dalton moved that the House adjourn.

Which was not adopted.

House bill, entitled

A bill to amend an act entitled an act to amend the act entitled an act to provide for holding the terms of the District Court in the Upper Peninsula, approved Jan. 28, 1851,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Robison,
Baldwin,	Frisbee,	Sessions,
Beers,	Gage,	Sharpe,
Benj. Brown,	Geis,	Smith,
S. F. Brown,	Gleesner,	E. H. Thomson,
H. S. Buel,	Greenfield,	R. Thompson,
Bush,	Kelley,	Wallace,
Carr,	Kore,	Warner,
Clark,	Lane,	Wendell,
Campau,	Monroe,	Wilkerson,
Dalton,	Perkins,	Woolnough,
Davids,	Pratt,	Wixson,
Dickey,	Reynolds,	Speaker,
Driggs,	Richardson,	41

NAYS.

Mr. Bushnell, 1

Title agreed to.

On motion of Mr. McMahon,

The House adjourned.

Lansing, Tuesday, February 8, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

On motion of Mr. Bancroft,

The journal of yesterday was amended, by inserting after the motion of Mr. McMahon to recommit to the committee on constitutional amendments the joint resolution extending the right of suffrage to colored men, with certain instructions, the following:

Mr. Bancroft moved to amend the motion so as to require the committee also to report an amendment, giving to all aliens who pay a State or county tax the right of suffrage.

PETITIONS PRESENTED.

By Mr. Green: petition of C. P. Kent, J. Handy and 25 others,

citizens of Lenawee county, praying for amendments to the constitution permitting all citizens to enjoy all equal political rights, without distinction of sex;

Also, petition of Isaac Miller, Ellen Lewis and 32 others, for the same purpose;

Referred to the special committee on amendments to the constitution.

By Mr. McDermott: remonstrance of the Common Council of the city of Detroit, against appropriating the name of Wayne to the new county propcsed to be formed out of the counties of Wayne and Washtenaw;

Referred to the committee on towns and counties.

By Mr. Kelsey: remonstrance of J. I. Mead, D. W. Smead, John Robson and 50 others, against the passage of the bill incorporating the city of Lansing;

Referred to the committee on banks and incorporations.

By Mr. G. W. Brown: the remonstrance of A. G. Irwin and 130 others, against the organization of a new township in Jackson county;

Referred to the committee on towns and counties.

By Mr. G. W. Brown: of J. P. Bradly, A. N. Blair and 130 citizens of the township of Leoni, remonstrating against the removal of the Michigan Union college;

On motion of Mr. Pratt,

The petition was laid on the table.

By Mr. Allen: petition of Timothy Eastman and 66 others, citizens of Ottawa county, for organizing the county of Muskegon;

Laid on the table.

By Mr. Enos: the remonstrance of R. L. Phillips and 65 others, voters of Berrien county, against the division of said county;

Referred to the committee on towns and counties.

By Mr. Raymond: the petition of William Daglish, J. N. Braddock, and 25 others, citizens of the village of Portsmouth, praying for the organization of a new town by the name of Portsmouth, in Bay county;

Referred to the committee on towns and counties.

By Mr. Bushnell: the petition of David Carr and 45 others, of the town of Van Buren, Wayne county, praying for a division of Wayne county, as per bill before the Legislature;

Referred to the committee on towns and counties.

Also,

The remonstrance of E. M. Church and 29 others, against detaching the 9th ward from the city of Detroit;

Referred to the committee on towns and counties.

Also,

The remonstrance of Ernst Dorman and 9 others, against detaching the 9th ward from the city of Detroit;

Referred to the committee on towns and counties.

By Mr. Dunbar: the petition of Geo. Graham and 35 others, remonstrating against the passage of a law prohibiting fishing with nets and seines on Lake Erie;

Referred to the committee on State affairs.

By Mr. Dunbar: the petition of Thos. Tinsdall, Chas. Archer, Wm. E. Bronson, and 32 others, citizens of Monroe county, asking for a donation of 5,000 dollars from the State Treasury for the relief of the suffering poor of said county;

Referred to the committee on harbors.

By Mr. Driggs: petition of G. W. Sutton, J. H. Pattee, and 34 others, citizens of Gratiot and Saginaw counties, for a State road from St. Louis to Tittabawassee River, on a line of Saginaw city;

Referred to the committee on roads and bridges.

By Mr. Davids: the petition of L. Ferguson, H. H. Ely and 56 others, asking that the county of Wayne may not be divided;

Referred to the committee on towns and counties.

By Mr. David: the petition of Giles B. Slocum and 100 others, citizens of the township of Monguagon, against the division of the county of Wayne, and in case of a division, that the river townships be set off with the city of Detroit;

Referred to the committee on towns and counties.

By Mr. G. W. Brown: the petition of W. O. Grandey and 75 others, citizens of Leoni, remonstrating against the organization of a new township in the county of Jackson;

Referred to the committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

A bill to amend sec. 16 of an act to incorporate the city of Jackson;

A bill to amend sec. 4 of an act entitled an act to define the limits, jurisdiction and powers of Circuit Courts, approved April 8, 1851, (compiled laws, vol. 2, sec. 3414;)

A bill to amend sec. 1 of an act to incorporate the village of Hastings, approved Feb. 13, 1855;

A bill to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes;

A bill to amend sec. 1 of an act entitled an act supplementary to an act to define the limits, jurisdiction and powers of Circuit Courts, approved April 8, 1851, and to repeal an act supplementary to said act approved June 27, 1851, approved Feb. 14, 1853, (compiled laws, vol. 2, sec. 3435;)

A bill to amend sec. 2 of an act entitled an act to incorporate Monroe Chapter No. 1, of Royal Arch Masons, of the City of Detroit, approved March 28, 1850;

Also,

Joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to the town of Hartford, for a burying-ground, in Van Buren county.

E. PERRY, *Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend the charter of the city of Detroit, relative to assessments in the rural districts,

Have had the same under consideration, and would respectfully report them back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

Mr. Allen moved that the rules be suspended and that the bill be placed on its final passage;

Which was adopted.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. Miles,
Baldwin,	Driggs,	Newman,
Bancroft,	Dunbar,	Newton,
Beers,	Enos,	Perkins,
Beeson,	Ferris,	Pratt,
G. W. Brown,	Fowler,	Raymond,
Benj. Brown,	Gage,	Reynolds,
S. F. Brown,	Gies,	Richards,
A. W. Buel,	Gilluly,	Richardson,
H. S. Buel,	Grace,	Robison,
Bush,	Green,	Sessions,
Bushnell,	Greenfield,	Smith,
Carr,	Kelley,	E. H. Thomson,
Carpenter,	Kelsey,	R. Thompson,
Childs,	Kore,	Watkins,
Campau,	Lane,	Wilkerson,
Connor,	McDermott,	Wixson.
Dalton,	McKinley,	Speaker,
Davids,		56

NAYS. 0

On motion of Mr. Campau,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 71, being

A bill to incorporate the city of Lansing,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House with an amendment to section 45, subdivision 10, striking out in the 34th line the words "to determine and designate the route and grades of any railroad to be laid in said city, and,"

And as amended to recommend its passage, and ask to be discharged from the further consideration thereof.

Also,

Senate bill No. 105, being

A bill to incorporate the city of Marshall,

To which they recommend the following amendment, to be added at the end of section 29:

"*Provided further*, that all costs and expenses incurrred under the provisions of this section shall be provided for and paid out of the city

treasury," and as amended recommend its passage, and ask to be discharged from the further consideration thereof.

All of which is respectfully submitted,

P. B. LOOMIS, *Chairman*.

Report accepted and committee discharged.

The amendment to the first named bill was concurred in.

On motion of Mr. Phelps,

The bill was ordered engrossed for a third reading.

The amendment to the second named bill was concurred in.

On motion of Mr. Dickey,

The order of business was suspended, and the bill was placed on its final passage.

Mr. Dickey moved that the bill be read a third time by its title;

Which was adopted.

The bill, being

A bill to incorporate the city of Marshall,

Was read a third time by its title, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newman,
Baldwin,	Ferris,	Newton,
Beers,	Fowler,	Perry,
Beeson,	Frisbee,	Pratt,
Brewster,	Gage,	Raymond,
G. W. Brown,	Gies,	Reeves,
Benj. Brown,	Gilluly,	Richards,
S. F. Brown,	Glessner,	Richardson,
A. W. Buel,	Goodwin,	Robison,
H. S. Buel,	Green,	Sessions,
Bush,	Greenfield,	Sharpe,
Carr,	Kelley,	Smith,
Childs,	Kelsey,	Starkweather,
Clark,	Kore,	Thomas,
Campau,	Lane,	E. H. Thomson,
Conner,	McDermott,	R. Thompson,
Dalton,	McKinley,	Wallace,
Davids,	Miles,	Watkins,
Dickey,	Mitchell,	Wilkerson,
Driggs,	Mussey,	Wixson,
Dunbar,	Mulholland,	Speaker,
Enos,		64

NAYS.

Mr. Beebe,	Mr. Bushnell,	Mr. Grace, 3

Title agreed to.

On motion of Mr. R. Thompson,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect from and after the 25th day of Feb. next.

By the committee on towns and counties:

The commitee on towns and counties, to whom was referred Senate bill No. 88, entitled

A bill to provide for the dividing the county of Wayne, and for organizing a new county, to be known as the county of Washington,

Respectfully report, that they have had the same under consideration, and after due deliberation thereon, have directed their chairman to report the same back, with amendments, ask the concurrence of the House in the same, recommend that it do pass as amended, and ask to be discharged from the further consideration thereof.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

The amendments were concurred in.

On motion of Mr. Starkweather,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to amend an act entitled an act to organize the county of Iosco,

Ask leave to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carr,

The bill was placed on the order for third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize a new township out of the townships of Napoleon, Columbia and Leoni, in the county of Jackson,

Respectfully report that they have examined the petitions, remonstrances, maps, &c., submitted to your committee, and are of the opinion that the prayer of the petitioners will result in general benefit to all the parties really interested, therefore report the bill back to the House,

recommend that it do pass, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. G. W. Brown,

The bill was placed on the order for third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred the petition of Ebenezer Walker and 50 others, asking that the name of the village of Hamilton, in the county of Ingham, be changed to Okemos, ask leave to report that they have had the same under consideration, and herewith report a bill, recommend its passage, and ask to be discharged from the further consideration of the subject.

J. C. KORE, *Chairman.*

Report accepted, committee discharged, the bill read twice, and

On motion of Mr. Phelps,

The bill was placed on the order for third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 63, entitled

A bill to organize the county of Isabella,

Respectfully report that they have had the same under consideration, and instructed me to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

Mr. Ferris moved that the bill be placed on its final passage;

Which was adopted.

Mr. Carr moved to amend by striking out section 4 of the bill;

Which was not adopted.

The bill, being

A bill to organize the county of Isabella,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Newman,
Baldwin,	Gage,	Newton,

Beers,	Gilluly,	Perry,
Beeson,	Gleasner,	Perkins
Brewster,	Grace,	Phelps,
G. W. Brown,	Green,	Pratt,
Benj. Brown,	Greenfield,	Raymond,
S. F. Brown,	Kelley,	Richardson,
Bush,	Kelsey,	Robison,
Carr,	Kore,	Sessions,
Carpenter,	Lane,	Smith,
Childs,	Loomis,	E. H. Thomson,
Clark,	McDermott,	R. Thompson,
Connor,	McKinley,	Watkins,
Dickey,	Miles,	Wilkerson,
Driggs,	Mitchell,	Woolnough,
Dunbar,	Monroe,	Wixson,
Fallass,	Mussy,	Speaker,
Ferris,	Mulholland,	56

NAYS.

Mr. H. S. Buel,	Mr. Davids,	Mr. Reeves,	3

Title agreed to.

On motion of Mr. Ferris,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to change the time for completing the assessment, and change the time for receiving the assessment roll,

Would report that they have had the same under consideration, and have instructed me to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, and committee discharged.

Mr. Reynolds moved that the bill be placed on the order for third reading;

Which was adopted.

By the judiciary committee:

The committee on the judiciary have had under consideration the subject of the taking of recognizances in municipal courts for the appearance of offenders against the by-laws and ordinances of municipal corporations to answer unto complaints for offences against the same,

and ask leave to report a bill for the better regulation of the taking of said recognizances, which they submit herewith.

By direction of the committee.

ALEX. W. BUEL.

Report accepted and committee discharged.

The bill was read twice, and,

On motion of Mr. A. W. Buel,

The rules and order of business were suspended, and the bill placed on its final passage.

The bill, entitled

A bill concerning the taking of recognizances in municipal courts,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perry,
Baldwin,	Gage,	Perkins,
Beebe,	Gies,	Phelps,
Beers,	Gilluly,	Pratt,
Beeson,	Gleasner,	Raymond,
Brewster,	Grace,	Reeves,
Brooks,	Green,	Richards,
G. W. Brown,	Greenfield,	Richardson,
Benj. Brown,	Kelley,	Robison,
S. F. Brown,	Kelsey,	Sessions,
A. W. Buel,	Kore,	Sharpe,
H. S. Buel,	Lane,	Smith,
Bush,	McMahon,	Starkweather,
Carr,	McDermott,	Thomas,
Childs,	McKinley,	E. H. Thomson,
Clark,	Miles,	R. Thompson,
Connor,	Mitchell,	Wallace,
Davids,	Monroe,	Watkins,
Dickey,	Mussey,	Woolnough,
Driggs,	Mulholland,	Wixson,
Enos,	Newman,	Speaker,
Fallass,	Newton,	65

NAYS.

Mr. Frisbee,	Mr. Wilkerson,	2

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all members elect, the bill was ordered to take immediate effect.

Mr. Dickey asked and obtained unanimous consent to introduce

A bill to authorize the township of Marshall to hold its annual and special elections in the city of Marshall,

Which was read twice, and

On motion of Mr. Dickey,

The rules were suspended, and the bill placed on its final passage.

The bill was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,
Bancroft,	Fowler,	Perry,
Brewster,	Gage,	Phelps,
Brooks,	Gies,	Pratt,
G. W. Brown,	Gleesner,	Reeves,
Benj. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Richardson,
A. W. Buel,	Green,	Robison,
H. S. Buel,	Greenfield,	Sessions,
Bush,	Kelsey,	Sharpe,
Carr,	Kore,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	Loomis,	Thomas,
Clark,	McMahon,	E. H. Thomson,
Connor,	McDermott,	R. Thompson,
Dalton,	McKinley,	Wallace,
Davids,	Miles,	Wendell,
Dickey,	Mitchell,	Wilkerson,
Driggs,	Monroe,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	Speaker,
Fallass,		64

NAYS.

Title agreed to.

On motion of Mr. Dickey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to amend sec. 16, chap. 150 of the revised statutes of 1846, (compiled laws, vol. 2, sec. 5,652;)

Also,

A bill to regulate the manner of applying for pardons and commutations;

Report that they have had the same under consideration, and here-

with respectfully report them back to the House without amendment, recommend that they do not pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mussey,

The first named bill was laid on the table.

On motion of Mr. G. W. Brown,

The second named bill was indefinitely postponed.

By the judiciary committee:

The committee of the judiciary, to whom was referred

A bill regulating and defining the qualifications of witnesses in civil proceedings, and repealing certain laws,

Would respectfully report, that they have had the same under consideration, and have directed their chairman to report the same back without a recommendation, and ask to be discharged from the further consideration of the subject.

The same committee have also had under consideration

A bill to amend chapter 46 of the revised statutes entitled "of timber and lumber floating upon waters or carried upon adjoining lands,"

Respectfully report the same back to the House, with the following amendment:

Strike out "three" before "years," in lines 14 and 18, and insert "two," in which they request the concurrence of the House and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

The first named bill was referred to the committee of the whole, placed on the general order, and ordered printed.

The amendments to the second named bill were concurred in.

On motion of Mr. Mussey,

The bill was placed on its final passage.

The bill, being

A bill to amend chap. 46 of the revised statutes of 1846, entitled of timber and lumber floating upon waters, or carried upon adjoining lands, (compiled laws, sec. 1599, sec. 1,)

Was read a third time, and passed, a majority all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perkins,
Bancroft,	Gage,	Pratt,
Beebe,	Gies,	Raymond,
Beeson,	Gilluly,	Reeves,
Brewster,	Grace,	Richards,
Brooks,	Green,	Richardson,
S. F. Brown,	Kelley,	Robison,
Bushnell,	Kelsey,	Sessions,
Carr,	Kore,	Sharpe,
Carpenter,	Lane,	Smith,
Childs,	McMahon,	Starkweather,
Campau,	McKinley,	E. H. Thomson,
Connor,	Miles,	R. Thompson,
Davids,	Monroe,	Wallace,
Dickey,	Mussey,	Woolnough,
Driggs,	Newman,	Wixson,
Enos,	Newton,	Speaker,
Fallass,		52

NAYS.

Mr. Dalton,	Mr. Mulholland,	Mr. Wendell,
Greenfield,	Phelps,	Wilkerson,
Loomis,	Watkins,	8

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on roads and bridges.

The committee on roads and bridges to whom was referred

A bill to provide for laying out and establishing a State road from Midland City, in Midland county, to St. Charles, in Saginaw county and a petition for the same,

Would respectfully report that they have had the same under consideration, and have directed their chairman to report the same back to the House amended as follows, viz.: in the 2d line of sec. 7, strike out the words "two dollars," and insert in lieu thereof the words "one dollar and fifty cents," and recommend that the bill as amended do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carr,

The amendment was concurred in.

On motion of Mr. Childs,

The bill was ordered engrossed for a third reading.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

A bill to provide for the improvement of a portion of the State road running from Vienna, in Genesee county, to Tuscola, in Tuscola county,

Would respectfully report that they have had the same under consideration and have instructed their chairman to report the same back to the House amended as follows, viz,: in the 3d line of sec. 2, after the word "taxes," insert the words "that are not otherwise appropriated;" also, amend sec. 7 by striking out the words "not exceeding two dollars" in the 5th line, and inserting in lieu thereof the words "one dollar and fifty cents," and would recommend that the same, as amended, do pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Richardson,

The amendments were concurred in.

On motion of Mr. Childs,

The bill was ordered engrossed for a third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill and sundry petitions to amend an act to provide for laying out a State road from Saginaw to Sheboygan, approved Feb. 4, 1858,

Beg leave to report, that they have had the same under consideration and have directed their chairman to report the same back to the House, amended as follows, viz: In the 2d line of sec. 1, strike out the words "Henry Raymond," and insert in lieu thereof the name of "C. Chillson;" also, amend by striking out the whole of sec. 3; and recommend that it do pass as amended, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, and committee discharged.

The amendments were concurred in.

On motion of Mr. Raymond,

The bill was ordered engrossed for a third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred the petition of Daniel Marvin and others, with

A bill to organize the township of Geneva, in the county of Tuscola,

Respectfully report that they have given the subject a careful consideration, and report the same back to the House without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

For Committee,

JOHN F. DRIGGS.

Report accepted and committee discharged.

On motion of Mr. Richardson,

The bill was placed on the order for third reading.

By the committee on State affairs:

The committee on State affairs to whom was referred

A bill to amend chapter 175 of the compiled laws, the same being chapter 150 of the revised statutes of 1846, entitled "of the fees of certain officers in civil cases,"

Respectfully report that they have had the same under consideration, and have directed their chairman to report the same back with an amendment in which they ask the concurrence of the House, and as so amended would recommend that the same do pass and ask to be discharged from the further consideration thereof.

By order of committee,

W. P. RICHARDS.

Report accepted, and committee discharged.

On motion of Mr. McMahon,

The amendment was concurred in, and the bill ordered engrossed for a third reading.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to prevent fishing with seines or nets in the waters of Round Lake and Devil's Lake, in the county of Lenawee, with instructions,

Report the same back, with a substitute, which substitute your committee recommend be adopted, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted, and committee discharged.

The substitute was adopted.

Mr. Carpenter moved to amend by inserting "Oakland;"

Which was adopted.

Mr. Glessner moved to insert "Branch;"

Which was adopted.

Mr. Dickey moved to insert "Calhoun;"

Which was adopted.

Mr. McMahon moved to insert "Genesee;"

Mr. Campau moved to insert "Muskegon;"

Which was not adopted.

Mr. Thomas moved to insert "Kalamazoo and Barry;"

Which was adopted.

Mr. Woolnough moved to insert "Eaton;"

Which was not adopted.

On motion of Mr. McMahon,

The bill was ordered engrossed for a third reading.

By the committee on State Affairs :

Your committee, to whom was referred

Joint resolution relating to the State Capitol,

Requiring and instructing the Board of State Auditors not to allow said Capitol to be used for any other than State purpooses, have had the same under consideration, and recommend that said resolution do pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McMahon,

The joint resolution was placed on the order for third reading.

By the committee on State affairs:

Your committee to whom was referred

A bill for the protection of game in the State of Michigan,

Respectfully report that they have had the same under consideration, and after due deliberation thereon, recommend that the word "January," in line 2, section 1, and so amended, recommend that the said bill do pass, and asked to be discharged from the further consideration of the subject.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The amendment was concurred in.

Mr. Mulholland moved to re-insert section 10, which was stricken out by the Senate;

Which motion was adopted.

Mr. Ferris moved to reconsider the vote whereby section 10 was re-inserted in the bill,

Which was adopted.

The question recurring upon the motion to re-insert sec. 10,

Mr. E. H. Thomson moved to amend by inserting in section 10, line 1, after the first "or" the words "that same old coon,"

Which was not adopted.

The motion to insert was adopted.

Mr. Goodwin moved to amend by adding to section 10 the words: "provided any mink caught in any hen coop, or muskrat in digging in any milldam, shall be deemed to have forfeited all claims to the provisions of this act."

Which was not adopted.

Mr. Childs moved to strike out the word muskrat in section 10,

Which was adopted.

Mr. Smith moved to strike out the words, "or mink," in sec. 10;

Which was adopted.

On motion of Mr. G. W. Brown,

The bill was ordered engrossed for a third reading.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to provide for the publication of the official canvass of votes cast at the several elections of this State,

Respectfully report that they have had the same under consideration, and recommend the bill be amended, by striking out all after the word "county," in the 11th line, and insert in lieu thereof the following: "*Provided*, that such charge shall not exceed the sum of $1 5 for each newspaper;" and, so amended, recommend that said bill do pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

The amendment was concurred in.

On motion of Mr. Pratt,

The bill was ordered engrossed for a third reading.

Mr. E. H. Thomson offered the following:

Resolved, That the select committee appointed to investigate the affairs of the railway companies receiving grants of land by virtue of an act of Congress, approved June 3, 1856, and confirmed by the Legislature of the State of Michigan Feb. 14, 1857, be and they are hereby respectfully requested to report without delay any and all cases in which they have completed their investigations;

Which was adopted.

On motion of Mr. Childs,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock, P. M.

House met pursuant to adjournment, and was called to order by the Speaker.

Roll called; quorum present.

On motion of Mr. E. H. Thomson,

Resolved, That the special order appointed for this afternoon at 2 o'clock, be and the same is hereby postponed until this evening.

The House resumed the order of business under the head of

REPORTS OF STANDING COMMITTEES.

The committee to whom was referred

Joint resolution relating to military instruction,

Have had the same under consideration, and directed their chairman to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

H. RAYMOND, *Chairman*.

The report was accepted and the committee discharged.

On motion of Mr. Raymond,

The joint resolution was placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to repeal the corporate rights of the Pontiac and Groveland and the Novi and White Lake plank road companies,

Would respectfully report that several petitions relative to the matter have been presented to the House, all of which were referred to the committee on roads and bridges; therefore, your committee recommend the bill under consideration be referred to the committee on roads and

bridges, and ask to be discharged from the further consideration thereof.

For the Committee,

GEO. W. ALLEN.

The report was accepted, the committee discharged, and the bill referred according to recommendation of the committee.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred a bill to divide the county of Wayne, having made a majority report thereon, and recommended the passage of said bill, and the minority of said committee entertaining different views thereon, would respectfully submit the following report:

They have investigated the merits of said bill, and examined the maps of the territory proposed to be divided, and thoroughly investigated the merits and demerits of said division, and consulted the wishes, feelings and sentiments of the people of the county of Wayne, and are persuaded that the people of the county, exclusive of the city, are almost unanimously opposed to said division, and principally for the following reasons: The towns proposed to be included in the county, to be called the county of Washington, would be left at the mercy of the city of Detroit, and be beggared by exorbitant taxation, and, in every respect, be ruled with a rod of iron; and the said towns, together with the city, should be allowed to retain the name of Wayne, first, because the population would be much the largest, and should be allowed to retain their old name; secondly, because the records of the present county are of the greatest interest to the greatest number. The minority of your committee, therefore, regard the said bill as unjust and unreasonable, and would recommend that it do not pass, and ask to be discharged.

All of which is most respectively submitted.

R. H. CONNOR.

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Paw Paw,

Beg leave to report that they have duly considered the same, and have instructed me to report the same back, without amendment, recommended its passage and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

The report was accepted and the committee discharged.

Mr. Miles moved that the rules be suspended and that the bill be placed on its final passage,

Which was adopted.

By a unanimous consent the bill was read a third time by its title, and the bill being

A bill to incorporate the village of Paw Paw,

Was passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perry,
Baldwin,	Gies,	Perkins,
Bancroft,	Gilluly,	Phelps,
Beeson,	Gleasner,	Pratt,
Brooks,	Goodwin,	Richards,
Benj. Brown,	Grace,	Richardson,
S. F. Brown,	Greenfield,	Robison,
H. S. Buel,	Kelley,	Sessions,
Bush,	Kelsey,	Smith,
Carr,	Lane,	Thomas,
Clark,	Loomis,	E. H. Thomson,
Dalton,	McMahon,	R. Thompson,
Daniells,	McKinley,	Wallace,
Davids,	Miles,	Warner,
Driggs,	Mitchell,	Wilkerson,
Dunbar,	Monroe,	Woolnough,
Enos,	Mulholland,	Wixson,
Fallass,	Newman,	Speaker,
Ferris,	Newton,	56

NAYS.

Mr. Beebe,	Mr. Beers,	Mr. Bushnell,	3

Title agreed to.

On motion of Mr. Miles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

REPORTS OF SPECIAL COMMITTEES.

By the special committee on amendments to the constitution:

The undersigned, a majority of the select committee on constitutional amendments, to whom were referred sundry petitions praying for an amendment of the constitution so as to authorize the granting of licenses for the sale of ardent spirits and other intoxicating liquors, and restrain and regulate the sale thereof, rsspectfully report that the committee have had the same under consideration, but were unable to agree upon the subject referred to in said petitions. The undersigned, a majority of said committee, have come to the following conclusions:

1st. It is inexpedient to submit at the next election an amendment as desired by these petitioners. There are to be at least three, and probably more amendments submitted in separate form. The needless addition of amendments to be voted upon will tend to embarrass a fair canvass of those that are really deserving. We term this a needless addition, because we are perfectly satisfied that the popular sentiment of the whole State is opposed to any change from the right and just principle of positive prohibition of the traffic in intoxicating drinks.

2. We are opposed to granting the prayer of the petitioners, because it contemplates no relief from the evils of which they pretend to complain. Did they propose a resort to some practical measure which it might fairly be presumed would tend to check the extensive sale of alcoholic poison, their proposition would be entitled to a careful investigation. But when they simply propose or return to a license system, they make no such proposition. Nineteen years' experience has convinced us, and the people, we believe, of the utter impracticability of this law to accomplish the result desired. It never did in the least check the indiscriminate sale of liquors of all kinds, and we do not think it ever will. New York to-day has probably as perfect a license law as was ever devised, but

it is a nullity. The Maine law, so much misrepresented and reproached, was, to say the least, never *more* utterly disregarded than is this statute of New York. Experience warns us of the entire insufficiency of a license system.—Why, then, go back to it?

3. We believe the principle of prohibition to be right. The fact is, that those interested in the sale of intoxicating drinks are the persons that are so clamorous for a return to the license system. But once returned to it, and they will disregard its mandates more fully, and with greater contempt, than they do those of the Maine law. *Absolute free trade* is their actual demand, and they never will be contented with less, We must meet and overcome them, if at all, on the grounds of absolute prohibition. The principle is thoroughly right, and on this ground we are willing to rest, and we are satisfied that the great majority of the people of the State are with us.

DEXTER MUSSEY,
JACOB FERRIS,
FLAVIUS MILES,
Majority of Committee.

Report accepted.

By the special committee on amendments to the constitution:

The committee on constitutional amendments, to whom was referred A joint resolution in respect to the extension of the right of suffrage to colored persons,

Have had the same under consideration, and I am instructed by a majority of said committee to report the same back, amended merely in form, without changing in any respect the substance thereof, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

F. MILES, *Chairman.*

Report accepted.

On motion of Mr. McMahon,

The joint resolution was made the special order for this evening, at 7 o'clock, and to be continued to-morrow evening, if not concluded before that time.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 7, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to incorporate the city of East Saginaw;

A bill to incorporate the city of Niles;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all of said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 7, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives, the following:

A bill to provide for settlements and compromises by partners and joint debtors;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 7, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend an act to incorporate the city of Ann Arbor, approved April 4, 1851, and the acts amendatory thereof,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to incorporate the city of Owasso;

Which has passed the Senate by a majority vote of all the Senators elect, and been ordered to take immediate effect by a vote of two-thirds of all said Senators, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice, and referred to the committee on towns and counties.

Also the following:

SENATE CHAMBER,
Lansing, February 7, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to lay out and establish a State road from Portland, in the county of Ionia, to Albany, in the county of Isabella;

A bill to provide for an additional Circuit Commissioner for certain counties;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of

all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on roads and bridges.

The second named bill was read twice and referred to the committee on the judiciary.

Also the following :

SENATE CHAMBER,
Lansing, February 7, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following :

A bill to amend an act to incorporate the village of Hillsdale;

A bill to change the name of the township of Cohocta in the county of Livingston;

A bill to provide for the drainage and reclamation of swamp lands in township 6 north, of range 14 and 15 west, and to aid the township of Holland in the improvements of the harbor at the mouth of North Black river in said township;

Also,

A bill relative to brokers and exchange dealers;

Which have passed the Senate, by a majority vote of all the Senators elect, and all but the last ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on banks and incorporations.

The second named bill was read twice, and referred to the committee on towns and counties.

The third named bill was read twice, and referred to the committee on State affairs.

The fourth named bill was read twice, and referred to the committee on ways and means.

Also, the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following:

Joint resolution relative to amendments to the constitution, numbers 1, 2, 3 and 4;

Which have passed the Senate by a vote two-thirds of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The joint resolution was read twice, and referred to the special committee on amendments to the constitution.

Also the following:

SENATE CHAMBER,
Lansing, February 7, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following:

Joint resolution relative to postage;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The joint resolution was read twice, and referred to the committee on federal relations.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Bushnell moved that the committee of the whole be discharged from the further consideration of

House bill No. 64, being

A bill to provide for a documentary history of Michigan,

And to refer the same to the committee on printing;

Which was adopted.

Mr. Wendell moved to take House bill No. 9, being

A bill to provide for the settlement and drainage of swamp lands,

From the table, and that the bill be placed on the order for third reading.

Mr. E. H. Thomson called for the yeas and nays.

The yeas and nays were ordered.

And the motion to take from the table was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Mitchell,
Baldwin,	Dunbar,	Monroe,
Beebe,	Enos,	Mussey,
Beers,	Ferris,	Mulholland,
Brooks,	Fowler,	Phelps,
G. W. Brown,	Gies,	Pratt,
S. F. Brown,	Goodwin,	Raymond,
A. W. Buel,	Green,	Starkweather,
H. S. Buel,	Greenfield,	Thomas,
Bush,	Kelley,	R. Thompson,
Bushnell,	Kelsey,	Wallace,
Carpenter,	Kore,	Warner,
Campau,	Loomis,	Wendell,
Connor,	McDermott,	Woolnough,
Dalton,	McKinley,	Wixson,
Daniells,	Miles,	Speaker,
Dickey,		48

NAYS.

Mr. Bancroft,	Mr. Glessner,	Mr. Reynolds,
Beeson,	Grace,	Richards,
Brewster,	Lane,	Robison,
Benj. Brown,	McMahon,	Sessions,
Carr,	Newman,	Sharpe,
Childs,	Newton,	Smith,
Clark,	Perry,	E. H. Thomson,
Fallass,	Perkins,	Watkins,
Gage,	Reeves,	Wilkerson,
Gilluly,		28

Pending the announcement of the vote,

Mr. Gies moved that Mr. Campau be excused from voting;

Which was not adopted.

Mr. Kore moved that Mr. Grace be excused from voting,

Which was not adopted.

Mr. Gies moved that Mr. Reeves be excused from voting,

Which was not adopted.

Mr. Childs moved that the committee of the whole be discharged from the further consideration of House bill No. 114, the same being

A bill to amend section 25 of chapter 153 of the revised statutes of 1846, the same being sec. 5735 of the compiled laws of 1857,

And that said bill be ordered engrossed for a third reading;

Which was adopted.

Mr. Bushnell, pursuant to previous notice, asked and obtained leave to introduce

A joint resolution for the protection of males against the arts of the female sex.

Mr. Daniells moved to take from the table,

A bill granting certain swamp lands to James Maycraft;

Which was adopted.

And the bill placed on the order for third reading.

Mr. Mussey moved to discharge the committee of the whole from the further consideration of House joint resolution No. 12, entitled

Joint resolution authorizing the settlement of the claim of Wm. M. Johnson and Peter McKinley, growing out of the alleged destruction of property, &c.,

And that said resolution be put upon its final passage;

Which was adopted.

The joint resolution, entitled

A joint resolution authorizing the settlement of the claim of Wm. M. Johnson and Peter McKinley, growing out of the alleged destruction of their property by the Mormons, on Beaver Island,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dalton,	Mr. Phelps,
Bancroft,	Daniells,	Pratt,
Beebe,	Dickey,	Raymond,
Beers,	Driggs,	Richards,
Beeson,	Ferris,	Richardson,
Brooks,	Gilluly,	Robison,
Benj. Brown,	Grace,	Sessions,
S. F. Brown,	Kelsey,	Sharpe,
A. W. Buel,	McMahon,	E. H. Thomson,
H. S. Buel,	McDermott,	R. Thompson,
Bush,	Miles,	Warner,
Bushnell,	Monroe,	Wendell,
Carr,	Mussey,	Wilkerson,
Carpenter,	Newman,	Woolnough,
Childs,	Perry,	Wixson,

Clark, Perkins, Speaker,
Connor, 49

NAYS.

Mr. Enos, Mr. Lane, Mr. Watkins,
Goodwin, Reynolds, 5

The title was agreed to.

The Speaker called Mr. A. W. Buel to the chair.

Mr. Phelps moved that the rules and the order of business be suspended, and

A bill to incorporate the city of Lansing,

Placed upon its passage;

Which was adopted.

Mr. S. F. Brown moved that the bill be read a third time by its title;

Which was adopted.

The bill, being

A bill to incorporate the city of Lansing,

Was read a third time by its title, and passed, a majority of all the members elect voting therefor, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newton,
Baldwin,	Fallass,	Perkins,
Bancroft,	Ferris,	Phelps,
Beers,	Fowler,	Raymond,
Beeson,	Gage,	Reeves,
Brooks,	Gies,	Reynolds,
G. W. Brown,	Gullily,	Richards,
S. F. Brown,	Goodwin,	Richardson,
A. W. Buel,	Grace,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Starkweather,
Carr,	Kore,	Thomas,
Carpenter,	Loomis,	E. H. Thomson,
Childs,	McMahon,	R. Thompson,
Campau,	McKinley,	Wallace,
Connor,	Miles,	Watkins,
Dalton,	Mitchell,	Wendell,
Davids,	Monroe,	Wilkerson,
Dickey	Mussey,	Woolnough,
Driggs,	Mulholland,	Wixson,
Dunbar	Newman,	Speaker, 63

NAYS.

Mr. Beebe, Mr. Lane, Mr. Perry,
Giessner, 4

83

Title agreed to.

On motion of Mr. Phelps,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Bancroft moved that the bill to revise the charter of the city of Port Huron be placed on its final passage;

Which was adopted.

Mr. Fowler moved that the bill be read a third time by its title,

Which was adopted.

The bill, being

A bill to revise the charter of the city of Port Huron,

Was read a third time by its title, and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Miles,
Baldwin,	Dunbar,	Mitchell,
Bancroft,	Enos,	Monroe,
Beers,	Fallass,	Mulholland,
Beeson,	Ferris,	Newman,
Brewster,	Fowler,	Newton,
Brooks,	Frisbee,	Perkins,
G. W. Brown,	Gage,	Phelps,
S. F. Brown,	Gies,	Pratt,
A. W. Buel,	Gilluly,	Raymond,
H. S. Buel,	Gleesner,	Reynolds,
Bush,	Goodwin,	Richards,
Carr,	Green,	Richardson,
Carpenter,	Greenfield,	Sessions,
Childs,	Kelley,	Sharpe,
Clark,	Kelsey,	Starkweather,
Campau,	Kore,	Thomas,
Connor,	Lane,	E. H. Thomson,
Dalton,	Loomis,	Wallace,
Daniells,	McMahon,	Wilkerson,
Davids,	McDermott,	Woolnough,
Dickey,	McKinley,	Wixson, 66

NAYS.

Mr. Beebe,	Mr. Smith,	Mr. R. Thompson,
Perry,		4

The title was agreed to.

On motion of Mr. Bancroft,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Dickey, pusruant to notice given yesterday, moved to reconsider the vote whereby a bill to provide a military fund in and of the volunteer uniformed militia was lost on its passage.

Mr. Lane called fos the yeas and nays.

The call was seconded,

And the motion to reconsider was adopted, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Davids,	Mr. Miles,
Bancroft,	Dickey,	Mitchell,
Beers,	Driggs,	Monroe,
Beeson,	Dunbar,	Mulholland,
Brooks,	Enos,	Perry,
G. W. Brown,	Ferris,	Perkins,
S. F. Brown,	Fowler,	Phelps,
A. W. Buel,	Gies,	Pratt,
Bush,	Gleesner,	Raymond,
Carr,	Grace,	Richards,
Carpenter,	Greenfield,	Richardson,
Childs,	Kelley,	Smith,
Clark,	Kelsey,	Starkweather
Campau,	McMahon,	E. H. Thomson,
Connor,	McDermott,	Wendell,
Dalton,	McKinley,	Woolnough, 48

NAYS.

Mr. Baldwin,	Mr. Green,	Mr. Robison,
Beebe,	Kore,	Sessions,
Brewster,	Lane,	Sharpe,
Fallass,	Loomis,	Thomas,
Gage,	Newman,	R. Thompson,
Gilluly,	Newton,	Wallace,
Goodwin,	Reynolds,	Wilkerson, 21

Mr. Dickey, moved to recommit the bill to the committee on State affairs;

Which was adopted.

Mr. Childs asked and obtained leave of absence to Mr. Robison till to morrow morning.

Mr. Pratt offered the following:

Resolved, That the committee on State affairs be instructed to inquire into the propriety of changing the time of holding town elections from the first Monday in April to the second Monday in March.

Which was adopted.

Mr. Sessions moved that House bill No. 105, being

A bill making appropriations for the State Agricultural College, and for the erection and repair of buildings on the agricultural farm,

Be taken from the general order, and made the special order for to-morrow afternoon, at 2 o'clock;

Which was adopted.

Mr. Fowler offered the following:

Resolved, That from and after this day this House will meet at 9 o'clock, A. M., each day, until otherwise ordered.

On motion of Mr. E. H. Thomson,

The resolution was laid on the table.

Mr. Carr moved that the committee of the whole be discharged from a further consideration of

House bill No. 27, being

A bill to amend an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, &c.;

Which was adopted.

Mr. Mussey moved to strike out all in line 4, to and including line 12;

Which was adopted.

Mr. Mussey moved to strike out "owning," in line 13, and insert "claiming;"

Which was adopted.

The bill was ordered engrossed for a third reading.

Mr. Loomis offered the following:

Resolved, That the House hereafter discontinue the recess between the morning and afternoon sessions.

On motion of Mr. E. H. Thomson,

The resolution was laid on the table.

Mr. Driggs moved that House bill No. 111,

A bill for organizing a State road in the counties of Tuscola and Saginaw,

Be taken from the general order, and placed on the order for third reading;

Which was adopted.

Mr. H. S. Buel offered the following:

Resolved, That the Clerk be and he is hereby instructed to wait upon the State Printer, and request him to hasten the publication of

the Manual for 1859, that members of this House may receive a copy before the close of this session;

Which was laid on the table.

Mr. Reeves moved that the committee of the whole be discharged from House bill No. 109, on the general order, and that said bill be placed on the order of third reading;

The yeas and nays were called and ordered.

And the motion was not adopted, by the following vote:

YEAS.

Mr. Beers,	Mr. Dunbar,	Mr. McKinley,
S. F. Brown,	Ferris,	Mulholland,
A. W. Buel.	Fowler,	Pratt,
H. S. Buel,	Giss,	Reeves,
Childs,	Grace,	Smith,
Connor,	Green,	E. H. Thomson,
Dalton,	McMahon,	20

NAYS.

Mr. Allen,	Mr. Kelley,	Mr. Reynolds,
Brewster,	Kelsey,	Richards,
G. W. Brown,	Lane,	Richardson,
Benj. Brown.	Loomis,	Sessions,
Carr,	McDermott,	Starkweather,
Clark,	Miles,	R. Thompson,
Daniells,	Monroe,	Wallace,
Dickey,	Mussey,	Watkins,
Driggs,	Newman,	Wendell,
Fallass,	Newton,	Wilkerson,
Gage,	Perry,	Woolnough,
Glessner,	Perkins,	Wixson,
Goodwin,	Phelps,	Speaker,
Greenfield,	Raymond,	41

Mr. Reynolds, pursuant to previous notice, leave being granted, introduced

A bill regulating and defining the qualifications of witnesses in civil proceedings and certain laws,

Which was read twice an redferred to the committee on the judiciary.

Mr. Ferris, by unanimous consent, idtroduced

A bill to repeal an act entitled an act for the better protection of the public lands, and to punish the cutting and carrying away timber therefrom, approved Feb. 12, 1857,

Which was read twice and referred to the committee on public lands.

Mr. Bushnell, by unanimous consent, introduced

A joint resolution for the protection of males against the arts of the female sex,

Which was read twice and referred to the committee on militia.

Mr. Carpenter, by unanimous consent, introduced

A bill to amend section 107, chapter 58 of the revised statutes of 1846, being section 2350 of the compiled laws,

Which was read twice and referred to the committee on education.

Mr. Reynolds, by unanimous consent, introduced

A bill to paovide for the erection of a State arsenal at Lansing,

Which was read twice and referred to the committee on State affairs.

Mr. McMahon, by unanimous consent, introduced

A joint resolution in relation to postage,

Which was read twice and referred to the committee on the judiciary.

Mr. Phelps, by unanimous consent, introduced

A joint resolution relative to the use of the Senate chamber and hall of the House of Representatives by religious and literary societies of Lansing,

Which was read twice and referred to the committee on State affairs.

Mr. Raymond, by unanimous consent, introduced

A bill to organize the township of Portsmouth, in the county of Bay,

Which was read twice and referred to the committee on towns and counties.

Mr. R. Thompson offered the following:

Whereas, The evidence in possession of this House is conclusive that Ebenezer Warner did, on the day of the election for members of the Legislature in the Upper Peninsula, hold and exercise the duties of Deputy Postmaster, and that he continued to hold and exercise the duties of said office on the 14th day of December last, at the Sault de St. Mary's, in this State;

And Whereas, There is also *conclusive* evidence that he was elected Sheriff at the general election held on the 28th day of September last, and that he filed his official oath and bond on the 6th day of December last, pursuant to law;

And Whereas, The holding of either of these offices render him inel'gible, under the constitution, to a seat in this Legislature; therefore

Resolved, That his seat on the floor of this House be and the same is hereby declared vacated.

Mr. E. H. Thomson moved to lay the preamble and resolution on the table, and demanded the yeas and nays.

The yeas and nays were ordered.

Mr. H. Buel moved a call of the House;

Which was not adopted.

The motion to lay upon the table was not adopted, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Dalton,	Mr.	McKinley,
	Beers,		Davids,		Mitchell,
	Beeson,		Dickey		Monroe,
	A. W. Buel.		Dunbar,		Mulholland,
	H. S. Buel,		Ferris,		Newman,
	Bush,		Gies,		Raymond,
	Bushnell,		Goodwin,		Reeves,
	Carr,		Grace,		Richardson,
	Carpenter,		Green,		Smith,
	Clark,		Greenfield,		E. H. Thomson,
	Campau,		Lane,		Wendell,
	Connor,		McDermott,		35

NAYS.

Mr.	Baldwin,	Mr.	Gilluly,	Mr.	Reynolds,
	Beebe,		Gleasner,		Richards,
	Brewster,		Kelley,		Sessions,
	Brooks,		Kelsey,		Sharpe,
	G. W. Brown,		Loomis,		Starkweather,
	Benj Brown,		McMahon,		Thomas,
	S. F. Brown,		Miles,		R. Thompson,
	Childs,		Mussey,		Wallace,
	Daniells,		Newton,		Watkins,
	Driggs,		Perry,		Wilkerson,
	Fallass,		Perkins,		Woolnough,
	Fowler,		Phelps,		Wixson,
	Gage,		Pratt,		Speaker, 39

Pending the announcement of the vote,

Mr. Watkins moved that Mr. Fallass be excused from voting;

Which was not adopted.

Mr. Gleasner moved that Mr. Perry be excused from voting;

Which was not adopted.

Wr. Baldwin moved that Mr. Thomas be excused from voting.

Mr. E. H. Thomson moved that the resolution be made the specia order for Friday evening, at 9 o'clock;

Mr. McMahon moved to indefinitely postpone the whole subject.

Mr. G. W. Brown called for the yeas and nays,

Which were ordered.

And the motion to indefinitely postpone was adopted, by yeas and nays, as follows:

YEAS.

Mr. Beebe,	Mr. Ferris,	Mr. Newman,
Beers	Fowler,	Newton,
Beeson,	Gies,	Perry,
A. W. Buel,	Goodwin,	Pratt,
H. S. Buel,	Grace,	Raymond,
Bush,	Green,	Reeves,
Carpenter.	Greenfield,	Richards,
Childs,	Kelley,	Richardson,
Campau,	Kelsey,	Sessions,
Connor,	Lane,	Smith,
Dalton,	McMahon,	Starkweather,
Davids,	McDermott,	E. H. Thomson,
Dickey,	McKinley,	Wendell,
Dunbar,	Monroe,	Wilkerson,
Fallass,	Mulholland,	Speaker, 45

NAYS.

Mr. Allen,	Mr. Daniells,	Mr. Phelps,
Baldwin,	Driggs,	Reynolds,
Brewster,	Gage,	Sharpe,
Brooks,	Gilluly,	Thomas,
G. W. Brown,	Glessner,	R. Thompson,
Benj. Brown,	Loomis,	Wallace,
S. F. Brown,	Miles,	Wa kins,
Bushnell,	Mitchell,	Woolnough,
Carr,	Mussey,	Wixson,
Clark,	Perkins,	29

Pending the announcement of the vote,

Mr. Childs moved that Mr. Perry be excused from voting,

Which was not adopted.

Mr. G. W. Brown offered the following:

Resolved, That a majority of this Legislature are Locofocos.

Which was decided out of order by the Speaker *pro tem.*

Mr. B. Brown moved that the committee of the whole be discharged from the further consideration of House bill No. 117, being

A bill relative to proceedings against debtors by attachment,

And the same be placed on the order for third reading.

Which was not adopted.

Mr. E. H. Thomson moved that

A bill confirming the sale of the Iron Mountain railroad,

Be taken from the table;

Which was adopted.

Mr. E. H. Thomson moved to amend by striking out section 1 of the bill, and inserting in lieu thereof the following:

"Sec. 1. *The People of the State of Michigan enact*, That the sale of the Bay de Noquet and Marquette railroad to the Iron Mountain Railroad Company is hereby confirmed: *Provided*, The said Iron Mountain railroad shall only continue the line of their said railway two miles and three quarters of a mile beyond their present terminus, at which time they shall be entitled to receive so much of the land granted for railroad purposes to the State of Michigan, as by act of Congress, approved June 3d, 1856, they would legally be entitled to for the building of 20 miles of railway, and also in conformity to an act passed by the Legislature of the State of Michigan, disposing of said grants of land, approved Feb. 14, 1857."

After discussion the motion was withdrawn.

Mr. E. H. Thomson moved a call of the House;

Which motion was not adopted.

The question being upon ordering the bill engrossed for a third reading,

Mr. E. H. Thomson called for the yeas and nays.

The yeas and nays were not ordered.

The bill was then ordered engrossed for a third reading.

Mr. Loomis moved that the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill confirming the sale of the Iron Mountain Railroad,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Raymond,
Baldwin,	Gilluly,	Reynolds,
Beebe,	Green,	Richards,

Beeson,	Kelley,	Sessions,
G. W. Brown,	Kelsey,	Sharpe,
Benj. Brown,	Lane,	Starkweather,
S. F. Brown,	Loomis,	R. Thompson,
Carpenter,	McMahon,	Wallace,
Childs,	McKinley,	Watkins,
Connor,	Miles,	Wendell,
Daniells,	Mussey,	Wilkerson,
Dickey,	Mulholland,	Wooluough,
Driggs,	Newman,	Wixson,
Dunbar,	Newton,	Speaker,
Fallass,	Phelps,	44

NAYS

Mr. Brewster,	Mr. Fowler,	Mr. Perry,
A. W. Buel,	Frisbee,	Richardson,
Davids,	Grace,	E. H. Thomson, 9

Mr. E. H. Thomson moved to amend the title by inserting in lieu hereof the following:

A bill selling the iron interests of the Upper Peninsula of Michigan to the city of Chicago;

Which was not adopted.

Mr. Wendell rose to a question of privilege, and apologized to the House for language used in debate upon the bill just passed.

Mr. E. H. Thomson also rose to a question of privilege, and tendered an apology to the House for language used in debate.

On motion of Mr. Perry,

The apologies of the gentlemen were accepted by the House.

On motion of Mr. Lane,

The House took a recess until 7 o'clock in the evening.

—

EVENING SESSION.

7 9'clock P. M.

House met, and was called to order by the Speaker.

Roll called, and a quorum present.

The House took up the

SPECIAL ORDER,

The same being amendments to the Constitution of the State.

1. A joint resolution to provide for an amendment of the Constitution, concerning banking corporations,

Which, after discussion,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Mussey,
Baldwin,	Ferris,	Newman,
Beers,	Fowler,	Perry,
Beeson,	Frisbee,	Perkins,
Brewster,	Gage,	Phelps
Brooks,	Gies,	Pratt,
G. W. Brown,	Gilluly,	Raymond,
Benj. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Richardson,
A. W. Buel,	Green,	Robison,
H. S. Buel,	Greenfield,	Sessions,
Bush,	Ke'ley,	Sharpe,
Carr,	Kelsey,	Smith,
Childs,	Kore,	Starkweather,
Clark,	Lane,	Thomas,
Connor,	Loomis,	E. H. Thomson,
Dalton,	McMahon,	Wallace,
Daniells,	McDermott,	Warner,
Davids,	McKinley,	Watkins,
Dickey,	Mitchell,	Woolnough,
Driggs,	Monroe,	Speaker,
Dunbar,		64

NAYS.

Mr. Beebe,	Mr. Mulholland,	Mr. R. Thompson
Bushnell,	Newton,	Wendell,
Glessner,	Reeves,	Wilkerson,
Miles,	Reynolds,	Wixson, 12

Pending the announcement of the vote,

Mr. G. W. Brown moved that Mr. Gies be excused from voting,

Which was not adopted.

Mr. Daniells moved that Mr. Reeves be excused from voting;

Which was not adopted.

Mr. Reeves moved that Mr. Beebe be excused from voting;

Which was not adopted.

The Speaker called Mr. S. F. Brown to the chair.

The House had under consideration, on the special order,

A joint resolution to provide for an amendment to the constitution in respect to the sessions of the Legislature.

Mr. Smith moved to recommit the joint resolution to the special committee on amendments to the constitution, with instructions to amend

so as to provide for annual sessions of sixty days, restricting the introduction of new bills to the first forty days of the session.

Which was not adopted.

The Speaker moved to recommit to the committee with instructions to strike out the words "for the first eighty days, and nothing thereafter."

Mr. Monroe demanded the previous question.

Which was not ordered.

Mr. E. H. Thomson moved to amend the motion to recommit as follows:

Submit two propositions to the people, to wit:

1. For annual sessions without limitation to time, except that no new bill or joint resolution shall be introduced after the first sixty days.

2. To hold biennial sessions without limitation, except that no new bill or joint resolution shall be introduced after the first sixty days.

Which amendment was withdrawn.

Mr. Daniells renewed the amendment.

The amendment was again withdrawn.

Mr. McMahon moved to amend so as to instruct the committee to strike out all after the word "resolution," in line 6, to and including the word "expend," in line 7;

Which was not adopted.

The motion to recommit was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perkins,
Beers,	Frisbee,	Phelps,
Beeson,	Glessner,	Pratt,
Brewster,	Goodwin,	Raymond,
Bush,	Greenfield,	Reeves,
Bushnell,	Kelley,	Reynolds,
Dalton,	Kore,	Richardson,
Davids,	McKinley,	Sessions,
Dickey,	Mitchell,	Thomas,
Driggs,	Monroe,	Warner,
Fallass,	Mussey,	Wendell,
Ferris,	Perry,	Speaker, 36

NAYS.

Mr. Baldwin,	Mr. Gage,	Mr. Richards,
Beebe,	Gies,	Robison,
G. W. Brown,	Gilluly,	Sharpe,
Benj. Brown,	Grace,	Smith,

S. F. Brown,	Green,	Starkweather,
A. W. Buel,	Kelsey	E. H. Thomson,
H. S. Buel,	Lane,	R. Thompson,
Carr,	McMahon,	Wallace,
Childs,	Miles,	Watkins,
Clark,	Mulholland,	Wilkerson,
Connor,	Newman,	Woolnough,
Daniells,	Newton,	Wixson,
Dunbar,		37

The question recurring on the passage of the joint resolution, two-thirds of all the members elect not voting for the same, it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Newton,
Brewster,	Gies,	Reynolds,
G. W. Brown,	Gilluly,	Richards,
Benj. Brown,	Grace,	Robison,
S. F. Brown,	Green,	Sharpe,
A. W. Buel,	Kelley,	E. H. Thomson,
H. S. Buel,	Loomis,	R. Thompson,
Carr,	McMahon,	Warner,
Childs,	McKinley,	Watkins,
Clark,	Miles,	Wendell,
Connor,	Mussey,	Wilkerson,
Dunbar,	Mulholland,	Woolnough,
Ferris,	Newman,	Wixson, 39

NAYS.

Mr. Baldwin,	Mr. Fowler,	Mr. Phelps,
Beebe,	Frisbee,	Pratt,
Beers,	Giessner,	Raymond,
Reeson,	Goodwin,	Reeves,
Bush,	Greenfield,	Richardson,
Bushnell,	Kelsey,	Sessions,
Dalton,	Kore,	Smith,
Daniells,	Lane,	Starkweather,
Davids,	Mitchell,	Thomas,
Dickey,	Monroe,	Wallace,
Driggs,	Perry,	Speaker,
Fallass,	Perkins,	35

On motion of Mr. Bushnell,

The House adjourned.

Lansing, Wednesday, February 9, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Lee.

Roll called; quorum present.

Mr. E. H. Thomson moved to suspend the order of business, and that the House proceed to take up the order of third reading of bills,

Which was adopted.

THIRD READING OF BILLS.

House bill No. 52, entitled

A bill to provide for laying out and establishing a State road in the county of Sanilac, to be called the Fremont State road,

Was,

On motion of Mr. Kore,

Ordered read a third time by its title.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Bancroft,	Enos,	Newton,
Beeson,	Fallass,	Perry,
Brewster,	Ferris,	Phelps,
G. W. Brown,	Fowler,	Pratt,
Benj. Brown,	Frisbee,	Raymond,
S. F. Brown,	Gage,	Reeves,
A. W. Buel,	Goodwin,	Richards,
H. S. Buel,	Grace,	Richardson,
Bush,	Greenfield,	Starkweather,
Childs,	Kelley,	E. H. Thomson,
Clark,	Kelsey,	Warner,
Campau,	Kore,	Watkins,
Connor,	Lane,	Wendell,
Dalton,	McKinley,	Wilkerson,
Daniells,	Miles,	Wixson,
Davids,	Monroe,	Speaker,
Dickey,	Mulholland,	53

NAYS.

Mr. Bushnell,	Mr. Reynolds,	Mr. R. Thompson,
Gies,	Sessions,	Wallace, 6

The title was agreed to.

House bill No. 50, entitled

A bill to organize a certain township in the county of Manitou,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Pratt,
Bancroft,	Fallass,	Raymond,
Beers,	Ferris,	Reeves,
Beeson,	Fowler,	Reynolds,
Brewster,	Frisbee,	Richards,
G. W. Brown	Gilluly,	Richardson,
Benj. Brown,	Goodwin,	Robison,
S. F. Brown,	Grace,	Sessions,
A. W. Buel,	Kelley,	Sharps,
H. S. Buel,	Kelsey,	Smith,
Bush,	Lane,	Thomas,
Bushnell,	McKinley,	E. H. Thomson,
Carr,	Miles,	R. Thompson,
Childs,	Monroe,	Wallace,
Clark,	Mussey,	Warner,
Connor,	Mulholland,	Watkins,
Daniells,	Newman,	Wendell,
Davids,	Perry,	Wilkerson,
Dickey,	Perkins,	Wixson,
Driggs,	Phelps,	Speaker,
Dunbar,		61

NAYS. 0

Title agreed to.

House bill, entitled

A bill to amend section 1 of chapter 74 of the compiled laws of 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Raymond,
Baldwin,	Gage,	Reynolds,
Beebe,	Gies,	Richards,
Beers,	Gilluly,	Richardson,
Brewster,	Glessner,	Robison,
Brooks,	Grace,	Sessions,
G. W. Brown,	Kelley,	Sharpe,
S. F. Brown,	Kelsey,	Smith,
H. S. Buel,	Lane,	Starkweather,
Bush,	Monroe,	Thomas,
Carr,	Mussey,	E. H. Thomson,
Childs,	Mulholland,	R. Thompson,
Clark,	Newman,	Wallace,
Connor,	Newton,	Warner,

Daniells,	Perry,	Watkins,	
Davids,	Perkins,	Wilkerson,	
Dickey,	Phelps,	Speaker,	
Driggs,	Pratt,		53

NAYS.

Mr. Beeson,	Mr. Bushnell,	2

Title agreed to.

House bill, entitled

A bill to change the name of the House of Correction,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Driggs,	Mr.	Mussey,
	Baldwin,		Dunbar,		Mulholland,
	Beebe,		Ferris,		Newman,
	Beers,		Fowler,		Newton,
	Beeson,		Frisbee,		Perkins,
	Brewster,		Gage,		Phelps,
	Brooks,		Gies,		Pratt,
	S. F. Brown,		Gilluly,		Raymond,
	A. W. Buel,		Glessner,		Reeves,
	H. S. Buel,		Goodwin,		Richards,
	Bush,		Grace,		Richardson,
	Carr,		Green,		Robison,
	Childs,		Kelley,		Sharpe,
	Clark,		Kelsey,		E. H. Thomson,
	Connor,		Lane,		R. Thompson,
	Daniells,		McKinley,		Wilkerson,
	Davids,		Miles,		Speaker,
	Dickey,		Monroe,		53

NAYS.

Mr.	Benj. Brown,	Mr.	Smith,	Mr.	Watkins,
	Sessions,		Thomas,		Wixson, 6

The title was agreed to.

Senate bill, entitled

A bill to provide for the rate of compensation to be paid for the transportation of persons over the railroad of the Paw Paw Railroad Company,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Davids,	Mr.	Perkins,
	Baldwin,		Dickey,		Phelps,
	Beebe,		Ferris,		Pratt,

Beers,	Frisbee,	Raymond,
Beeson,	Gage,	Reynolds,
Brewster,	Gilluly,	Richards,
G. W. Brown,	Glessner,	Richardson,
Benj. Brown,	Green,	Robison,
S. F. Brown,	Kelley,	Sessions,
A. W. Buel,	Kelsey,	Thomas,
H. S. Buel,	Lane,	R. Thompson,
Bush,	McKinley,	Wallace,
Carr,	Miles,	Warner,
Carpenter,	Monroe,	Watkins,
Childs,	Mulholland,	Wilkerson,
Clark,	Newman,	Wixson,
Dalton,	Newton,	Speaker,
Daniells,	Perry,	53

NAYS.

Mr. Fowler, Mr. Reeves, 2

Title agreed to.

House bill, entitled

A bill to amend section 2 of an act entitled an act relative to the costs of proceedings in criminal cases, approved March 13, 1849, the same being section 5,690 of the compiled laws of 1857,

Was read a third time by its title, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Davids,	Mr. Phelps,
Baldwin,	Driggs,	Raymond,
Beebe,	Fallass,	Reeves,
Beers,	Ferris,	Reynolds,
Beeson,	Fowler,	Richards,
Brooks,	Gage,	Richardson,
S. F. Brown,	Gilluly,	Sessions,
Bush,	Kelley,	Sharpe,
Carr,	Lane,	Starkweather,
Carpenter,	McKinley,	Wallace,
Childs,	Miles,	Warner,
Campau,	Mulholland,	Watkins,
Dalton,	Newman,	Wilkerson,
Daniells,	Newton,	Wixson, 42

NAYS.

Mr. Brewster,	Mr. Frisbee,	Mr. Monroe,
G. W. Brown,	Gies,	Perkins,
Benj. Brown,	Glessner,	Pratt,
A. W. Buel,	Goodwin,	Robison,
H. S. Buel,	Green,	Thomas,
Clark,	Greenfield,	E. H. Thomson,

85

Conner,	Kelsey,	R. Thompson,
Dickey,	McDermott,	Speaker,
Dunbar,		25

Pending the announcement of the vote,

Mr. Reynolds moved that Mr. Starkweather be excused from voting;

Which was not adopted.

Mr. Reynolds moved that Mr. Raymond be excused from voting;

Which was not adopted.

The title was then agreed to.

House bill, entitled

A bill to incorporate the Collegiate Institute of the city of Flint,

Was read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. Monroe,
Baldwin,	Driggs,	Mulholland,
Beers,	Dunbar,	Newman,
Beeson,	Enos,	Perkins,
Brewster,	Fallass,	Phelps,
Brooks,	Ferris,	Pratt,
G. W. Brown,	Fowler,	Richards,
Benj. Brown,	Frisbee	Richardson,
S. F. Brown,	Gage,	Sessions,
A. W. Buel,	Gilluly,	Sharpe,
H. S. Buel,	Goodwin,	E. H. Thomson,
Carr,	Grace,	R. Thompson,
Carpenter,	Green,	Wallace,
Childs,	Greenfield,	Warner,
Clark,	Kelley,	Watkins,
Connor,	Kelsey,	Wilkerson,
Dalton,	Lane,	Wixson,
Daniells,	McKinley,	Speaker,
Davids,	Miles,	56

NAYS.

Mr. Gies,	Mr. Glessner,	Mr. McDermott,	3

Title agreed to.

Senate bill No. 35, entitled

A bill to organize the Michigan Asylum for the Insane, and more effectually to provide for the care, maintenance and recovery of the insane,

Was read a third time.

Pending the vote,

Mr. Dickey moved to recommit the bill to the committee on the judiciary.

Mr. Bushnell moved to recommit to the committee on Asylum for Insane, with instructions to strike out, in lines 6 and 7, sec. 40, the words, "and every word importing the masculine gender may extend to and include females;"

Which was withdrawn.

The motion to recommit to the judiciary committe was adopted.

House joint resolution, entitled

A joint resolution relative to the compensation of firemen for the House of Representatives,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,
Beebe,	Fowler,	Phelps,
Beers,	Frisbee,	Raymond,
Beeson,	Gage,	Reynolds,
Brewster,	Gleasner,	Richards,
Brooks,	Goodwin,	Richardson,
G. W. Brown,	Grace,	Sessions,
Benj. Brown,	Green,	Sharpe,
A. W. Buel,	Greenfield,	Starkweather,
Mr. H. S. Buel,	Kelley,	Thomas,
Bush,	Kelsey,	E. H. Thomson,
Bushnell,	McKinley,	R. Thompson,
Carr,	Miles,	Wallace,
Carpenter,	Mitchell,	Warner,
Clark,	Monroe,	Watkins,
Dalton,	Newman,	Wendell,
Davids,	Newton,	Woolnough,
Dickey,	Perry,	Speaker,
Enos,		55

NAYS

Mr. S. F. Brown,	Mr. Fallass,	Mr. Reeves,
Childs,	Lane,	Wilkerson,
Dunbar,	Mulholland,	Wixson, 9

Title and preamble agreed to.

House bill, entitled

A bill to legalize the tax roll of the towhship of Midland, in the county of Midland, for the year 1858,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Raymond,
Brewster,	Gilluly,	Reeves,
Brooks,	Goodwin,	Reynolds,
A. W. Buel,	Grace,	Richards,
H. S. Buel,	Green,	Richardson
Bush,	Greenfield,	Robison,
Bushnell,	Kelley,	Sessions,
Carr,	Kelsey,	Sharpe,
Childs,	Lane,	Smith,
Campau,	Loomis,	Starkweather,
Connor,	McDermott,	E. H. Thomson,
Dalton,	McKinley,	R. Thompson,
Daniells,	Miles,	Wallace,
Davids,	Mitchell,	Warner,
Dickey,	Monroe,	Wendell,
Driggs,	Mulholland,	Wilkerson,
Enos,	Newman,	Woolnough,
Fallass,	Newton,	Wixson,
Ferris,	Perry,	Speaker,
Fowler,	Perkins,	59

NAYS.

Mr. Beers,	Mr. Carpenter,	Mr. Frisbee,
S. F. Brown,	Clark,	5

Title agreed to.

Senate bill, entitled

A bill to amend an act entitled an act to organize the county of Arenac, and parts of other counties, by the name of Bay county, approved Feb. 17, 1857,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newton,
Baldwin,	Fallass,	Perry,
Beebe,	Ferris,	Perkins,
Beers,	Fowler,	Pratt,
Beeson,	Frisbee,	Raymond,
Brewster,	Gage,	Reynolds,
Brooks,	Gilluly,	Richards,
G. W. Brown,	Gleesner,	Richardson,
Benj. Brown,	Goodwin,	Robison,
S. F. Brown,	Grace,	Sessions,
A. W. Buel,	Green,	Sharpe,
H. S. Buel,	Greenfield,	Starkweather,
Bush,	Kelley,	Thomas,
Bushnell,	Kelsey,	E. H. Thomson,

Carr,	Lane,	R. Thompson,
Carpenter,	Loomis,	Wallace,
Childs,	McDermott,	Warner,
Clark,	McKinley,	Watkins,
Connor,	Miles,	Wendell.
Dalton,	Mitchell,	Wilkerson,
Daniels,	Mussey,	Woolnough,
Davids,	Mulholland,	Wixson,
Dickey,	Newman,	Speaker,
Driggs,		70

NAYS.

Mr. Gies, Mr. Reeves, 2

Title agreed to.

On motion of Mr. Raymond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect

House bill, entitled

A bill to provide for the taking and preserving of local newspapers by town and county clerks,

Being under consideration,

Mr. S. F. Brown moved that the bill be laid on the table.

Which was adopted.

Senate bill No. 67, entitled

A bill to amend sections 2, 3, 6, 7, 8, 9 and 12 of an act entitled an act to provide for the draining of swamps, marshes and other low lands, approved Feb. 17, 1857,

Was,

On motion of Mr. Childs,

Ordered read a third time by its title.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting therefor, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perry,
Beers,	Gullily,	Perkins,
Brewster,	Gleesner,	Phelps,
Brooks,	Goodwin,	Raymond,
Benj. Brown,	Grace,	Reeves,
S. F. Brown,	Green,	Richards,
H. S. Buel,	Greenfield,	Richardson,
Carr,	Kelley,	Robison,
Carpenter,	Kelsey,	Sessions,
Childs,	Lane,	Sharpe,

Clark,	Loomis,	Starkweather,
Connor,	McMahon,	R. Thompson,
Davids,	McDermott,	Wallace,
Dickey,	McKinley,	Warner,
Driggs,	Miles,	Watkins,
Dunbar,	Mitchell,	Wendell,
Enos,	Monroe,	Wilkerson,
Fallass,	Mulholland,	Woolnough,
Ferris,	Newman,	Wixson,
Fowler,	Newton,	Speaker,
Frisbee,		61

NAYS.

Mr. Beebe,	Mr. Bushnell,	Mr. Dalton,
Bush,	Campau,	Thomas, 6

Mr. Childs moved to amend the title by adding the following: "and to amend said act by adding thereto sections 20, 21, 22, 23, 24 and 25;"

Which was adopted.

The title, as amended, was agreed to.

On motion of Mr. Childs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 53, entitled

A bill to amend sections 5 and 6, of chapter 37, of the compiled laws, relative to township burying-grounds,

Was read a third time and passed, a majority of all the members elect voting for the same, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Baldwin,	Gage,	Perkins,
Beebe,	Gilluly,	Phelps,
Beers,	Glessner,	Richards,
Beeson,	Goodwin,	Richardson,
Brooks,	Grace,	Sessions,
G. W. Brown,	Green,	Sharpe,
S. F. Brown,	Greenfield,	Smith,
A. W. Buel,	Kelley,	Starkweather,
H. S. Buel,	Kelsey,	Thomas,
Bush,	Lane,	E. H. Thomson,
Carr,	Loomis,	R. Thompson,
Childs,	McMahon,	Wallace,
Clark,	McDermott,	Warner,
Connor,	McKinley,	Watkins,
Dalton,	Miles,	Wendell,

Daniells,	Monroe,	Wilkerson,	
Davids,	Mulholland,	Woolnough,	
Driggs,	Newman,	Wixson,	
Fallass,	Newton,	Speaker,	60

NAYS.

Mr. Benj. Brown, Mr. Carpenter, 2

Title agreed to.

House bill No. 83, entitled

A bill to diminish expenses in circuit and other courts,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Beebe,	Frisbee,	Perkins,
Brooks,	Gage,	Phelps,
G. W. Brown,	Gilluly,	Raymond,
Benj. Brown,	Glesener,	Reynolds,
S. F. Brown,	Goodwin,	Richards,
A. W. Buel,	Grace,	Richardson,
H. S. Buel,	Green,	Robison,
Bush,	Greenfield,	Sharpe,
Bushnell,	Kelley,	Smith,
Carr,	Kelsey,	Starkweather,
Carpenter,	Lane,	Thomas,
Childs,	McDermott,	E. H. Thomson,
Clark,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Davids,	Mitchell,	Wilkerson,
Dickey,	Monroe,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	Speaker,
Fallass,	Newton,	59

NAYS.

Mr. Brewster, Mr. R. Thompson, 2

The title was agreed to.

House bill, entitled

A bill to organize a new township out of the townships of Napoleon, Columbia and Leoni, in the county of Jackson,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Richards,
Baldwin,	Gage,	Richardson,
Beebe,	Gilluly,	Robison,

Brooks,	Grace,	Sharpe,
G. W. Brown,	Greenfield,	Smith,
H. S. Buel,	Kelsey,	Thomas,
Carr,	Lane,	E. H. Thompson,
Carpenter,	McMahon,	R. Thompson,
Childs,	McDermott,	Wallace,
Clark,	Miles,	Warner,
Connor,	Monroe,	Watkins,
Daniells,	Newman,	Wendell,
Davids,	Newton,	Wilkerson,
Dickey,	Perry,	Woolnough,
Driggs,	Perkins,	Wixson,
Dunbar,	Phelps,	Speaker,
Enos,	Reynolds,	50

NAYS.

Mr. Beers,	Mr. S. F. Brown,	Mr. Goodwin,
Beeson,	Bush,	Kelley,
Brewster,	Fallass,	8

Title agreed to, and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to attach certain unorganized territory to the township of Midland,

Was read a third time, and a majority of all the members elect voting therefor, it was passed by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,
Baldwin,	Fowler,	Reeves,
Beebe,	Frisbee,	Reynolds,
Beers,	Gage,	Richards,
Brewster,	Gilluly,	Richardson,
G. W. Brown,	Glessner,	Robison,
S. F. Brown,	Grace,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Carr,	Kelsey,	Starkweather,
Carpenter,	Lane,	E. H. Thomson,
Childs,	McMahon,	R. Thompson,
Campau,	McDermott,	Wallace,
Daniells,	Miles,	Warner,
Davids,	Mitchell,	Watkins,
Dickey,	Monroe,	Wendell,
Driggs,	Mulholland	Wilkerson,
Dunbar,	Newman,	Woolnough,
Enos,	Newton,	Wixson,
Fallass,	Perry,	Speaker, 60

NAYS.

Mr. Clark, Mr. McKinley, Mr. Raymond,
Dalton, 4

The title was agreed to.

On motion of Mr. Carr,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill for the relief of settlers on swamp lands, and to extend the time for making the first payment on swamp land pre-emptions,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perry,
Baldwin,	Ferris,	Perkins,
Beebe,	Fowler,	Phelps,
Beers,	Frisbee,	Raymond,
Brewster,	Gage,	Reynolds,
G. W. Brown,	Gies,	Richards,
Benj. Brown,	Gilluly,	Richardson,
S. F. Brown,	Glessner,	Robison,
A. W. Buel.	Goodwin,	Sharpe,
H. S. Buel,	Grace,	Smith,
Bush,	Greenfield,	Starkweather,
Carr,	Kelley,	Thomas,
Carpenter,	Kelsey,	E. H. Thomson,
Childs,	Lane,	R. Thompson,
Clark,	Loomis,	Wallace,
Connor,	McMahon,	Warner,
Dalton,	McDermott,	Watkins,
Daniells,	McKinley,	Wendell,
Davids,	Miles,	Wilkerson,
Dickey	Monroe,	Woolnough,
Driggs,	Mulholland,	Wixson,
Dunbar,	Newman,	Speaker,
Enos,	Newton,	68

NAYS. 0

Title agreed to.

On motion of Mr. Daniells,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to provide for the establishment of school district libraries,

Was read a third time.

Pending the vote,

Mr. B. Brown moved to recommit the bill to the committee on education, with instructions to strike out so much as relates to "penalties and recognizances;" also, strike out section 7.

Pending which,

On motion of Mr. McMahon,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called; quorum present.

Mr. Loomis asked and obtained unanimous consent to introduce

A bill to authorize the Flint and Pere Marquette Railway Company to purchase the rights, property and franchises of the Genesee and Oakland Railroad Company;

Which was read twice and referred to the committee on banks and incorporations.

By unanimous consent, the following report was received from the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill entitled

A bill to incorporate the city of Owosso,

Respectfully report that they have had the same under consideration, and instructed me to report the same back to the House without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

J. C. KORE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kelsey,

The bill was placed on the order for third reading.

The House resumed the order of business under the head of

THIRD READING OF BILLS.

Having under consideration

A bill to provide for the establishment of school district libraries,

With a motion pending to recommit the bill to the committee on

education, with instructions to strike out, "and for penalties and recognizances in criminal proceedings," and also to strike out section 7.

The motion to recommit was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Daniells,	Mr. Monroe,
Beers,	Davids,	Newton,
Brooks,	Dickey,	Richardson,
G. W. Brown,	Driggs,	Sessions,
Benj. Brown,	Fallass,	Starkweather,
A. W. Buel,	Giessner,	Thomas,
H. S. Buel,	Kelsey,	R. Thompson,
Bush,	Kore,	Wallace,
Bushnell,	Loomis,	Watkins,
Carpenter,	Miles,	Wixson,
Clark,		31

NAYS.

Mr. Baldwin,	Mr. Gage,	Mr. Phelps,
Beebe,	Gies,	Pratt,
Beeson,	Gilluly,	Raymond,
Brewster,	Goodwin,	Reeves,
S. F. Brown,	Grace,	Reynolds,
Carr,	Greenfield,	Richards,
Childs,	Kelley,	Robison,
Campau,	Lane,	Sharpe,
Connor,	McMahon,	Smith,
Dalton,	McDermott,	E. H. Thomson,
Dunbar,	McKinley,	Warner,
Enos,	Mitchell,	Wendell,
Ferris,	Mulholland,	Wilkerson,
Fowler,	Newman,	Speaker,
Frisbee,	Perkins,	44

The question recurring upon the passage of the bill, it was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Greenfield,	Mr. Perkins,
S. F. Brown,	Kelley,	Pratt,
Carr,	Lane,	Reeves,
Childs,	McMahon,	Richards,
Enos,	McKinley,	Robison,
Ferris,	Mitchell,	E. H. Thomson,
Fowler,	Mussey,	Wilkerson,
Gage,	Mulholland,	Speaker,
Grace,		25

NAYS.

Mr. Allen,	Mr. Daniells,	Mr. Newman,
Beebe,	Davids,	Newton,
Beers,	Dickey,	Phelps,
Beeson,	Dunbar,	Raymond,
Brewster,	Fallass,	Richardson,
Brooks,	Frisbee,	Sessions,
G. W. Brown,	Gies,	Sharpe,
Benj. Brown,	Gilluly,	Smith,
A. W. Buel,	Glessner,	Starkweather,
H. S. Buel,	Goodwin,	Thomas,
Bush,	Kelsey,	R. Thompson,
Bushnell,	Kore,	Wallace,
Carpenter,	Loomis,	Warner,
Clark,	McDermott,	Watkins,
Campan,	Miles,	Wendell,
Connor,	Monroe,	Woolnough,
Dalton,		49

Mr. Greenfield asked and obtained unanimous consent to introduce

A bill to authorize the district judge of the Upper Peninsula to convey lands held in trust under the act of Congress of May 23, 1854,

Which was read twice and referred to the committee on the judiciary.

On motion of Mr. Sessions,

The special order for this afternoon, being

A bill making appropriations for the State Agricultural College, and for the erection and repair of buildings on the Agricultural Farm,

Was postponed until 7 o'clock this evening.

House bill No. 59, being

A bill for the construction of a State road from St. Louis, in Gratiot county, by way of Alma and the geographical centre of Montcalm county to the State road from Greenville, in Montcalm county, to the Big Rapids on the Muskegon river,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Pratt,
Baldwin,	Gies,	Raymond,
Beebe,	Greenfield,	Reeves,
Beers,	Kelley,	Reynolds,
Beeson,	Kelsey,	Richards,
Brewster,	Kore,	Richardson,
Brooks,	Lane,	Sessions,

G. W. Brown,	Loomis,	Sharpe,
H. S. Buel,	McMahon,	Smith,
Bush,	McDermott,	Starkweather
Childs,	McKinley,	E. H. Thomson,
Clark,	Miles,	R. Thompson,
Connor,	Mitchell,	Wallace,
Dalton,	Mussey,	Warner,
Daniells,	Mulholland,	Watkins,
Davids,	Newman,	Wendell,
Driggs,	Newton,	Wilkerson,
Dunbar,	Perry,	Woolnough,
Ferris,	Perkins,	Wixson,
Fowler,	Phelps,	Speaker, 60

NAYS.

Mr. Bushnell, Mr. Gage, Mr. Goodwin, 3

Title agreed to.

House bill No. 7, being

A bill to provide for the admission of clergymen to visit prisoners confined in any jail or prison in the State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perry,
Beebe,	Frisbee,	Perkins,
Beers,	Gies,	Pratt,
Beeson,	Gilluly,	Reynolds,
S. F. Brown,	Glessner,	Richards,
A. W. Buel,	Goodwin,	Sharpe,
Bush,	Grace,	Smith,
Childs,	Greenfield,	Starkweather,
Clark,	Kelley,	Thomas,
Campau,	McMahon,	Wallace,
Connor,	McDermott,	Warner,
Dalton,	Mitchell,	Watkins,
Daniells,	Monroe,	Wendell,
Davids,	Mussey,	Wilkerson,
Dickey,	Mulholland,	Woolnough,
Dunbar,	Newman,	Wixson,
Ferris,	Newton,	Speaker, 51

NAYS.

Mr. Baldwin,	Mr. Carpenter,	Mr. Loomis,
G. W. Brown,	Driggs,	McKinley,
Benj. Brown,	Gage,	Miles,
H. S. Buel,	Kore,	Phelps,
Carr,	Lane,	R. Thompson, 15

The title was agreed to.

Joint resolution for the establishment of a semi-weekly mail from St. Paul, in the State of Minnesota, to Puget Sound,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Dunbar,	Mr.	Newton,
	Baldwin,		Ferris,		Perry,
	Beebe,		Fowler,		Perkins,
	Beers,		Frisbee,		Raymond,
	Beeson,		Gage,		Reeves,
	Brewster,		Giles,		Reynolds,
	Brooks,		Gilluly,		Richards,
	G. W. Brown,		Gleasner,		Richardson,
	Benj. Brown,		Grace,		Robison,
	S. F. Brown,		Greenfield,		Sessions,
	A. W. Buel,		Kelley,		Smith,
	H. S. Buel,		Kelsey,		Starkweather,
	Bush,		Kore,		Thomas,
	Carr,		Lane,		E. H. Thomson,
	Carpenter,		Loomis,		R. Thompson,
	Childs,		McDermott,		Wallace,
	Clark,		McKinley,		Warner,
	Connor,		Miles,		Watkins,
	Dalton,		Mitchell,		Wilkerson,
	Daniells,		Mussey,		Woolnough,
	Davids,		Mulholland,		Wixson,
	Dickey,		Newman,		Speaker,
	Driggs,				67

NAYS. 0

Title agreed to.

House bill No. 99, being

A bill to incorporate a Board of Education for the city of East Saginaw,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Gilluly,	Mr.	Raymond,
	Beeson,		Greenfield,		Reynolds,
	Brewster,		Kelley,		Richards,
	Brooks,		Kelsey,		Richardson,
	S. F. Brown,		Kore,		Sessions,
	Bush,		Lane,		Sharpe,
	Carr,		McMahon,		Smith,
	Childs,		McDermott,		Starkweather,
	Connor,		Miles,		E. H. Thomson,
	Davids,		Mitchell,		R. Thompson,

Dickey,	Monroe,	Wallace,
Driggs,	Mulholland,	Warner,
Dunbar,	Newman,	Watkins,
Enos,	Newton,	Wendell,
Ferris,	Perry,	Wilkerson,
Fowler,	Perkins,	Woolnough,
Frisbee,	Phelps,	Wixson,
Gage,	Pratt,	Speaker,
Gies,		55

NAYS.

Mr. Beebe, 1

Title agreed to.

House bill No. 82, being

A bill to amend section 30, chapter 10, of the compiled laws, fixing the compensation of the board of supervisors,

Was read a third time, and not passed, a majority all the members elect not voting for the same, by yeas and nays, as follows:

YEAS.

	Baldwin,	Mr.	Driggs,	Mr.	Mussey,
Mr.	Beers,		Enos,		Newman,
	G. W. Brown,		Ferris,		Reeves,
	Buslinell,		Gies,		Reynolds,
	Carr,		Grace,		Richardson,
	Childs,		Kore,		Thomas,
	Dalton,		Lane,		E. H. Thomson,
	Daniells,		McMahon,		R. Thompson,
	Davids,		McKinley,		Wallace,
	Dickey,		Miles,		Wixson, 30

NAYS.

Mr.	Allen,	Mr.	Gilluly,	Mr.	Phelps,
	Beebe,		Gleasner,		Pratt,
	Beeson,		Goodwin,		Raymond,
	Brewster,		Greenfield,		Richards,
	Brooks,		Kelley,		Sessions,
	Benj. Brown,		Kelsey,		Sharpe,
	S. F. Brown,		Loomis,		Smith,
	H. S. Buel,		McDermott,		Starkweather,
	Bush,		Mitchell,		Warner,
	Clark,		Monroe,		Watkins,
	Connor,		Mulholland,		Wendell,
	Dunbar,		Newton,		Wilkerson,
	Fowler,		Perry,		Woolnough,
	Frisbee,		Perkins,		Speaker,
	Gage,				43

House bill, entitled

A bill to constitute a State board of agriculture, and to amend an act for the establishment of a State agricultural school, approved Feb. 12, 1855,

Being under consideration,

Mr. Ferris moved to indefinitely postpone the bill;

Which was not adopted.

On motion of Mr. McMahon,

The bill was laid upon the table.

House bill, entitled

A bill to organize the township of Geneva, in the county of Tuscola,

Being under consideration,

Mr. Kore moved that the bill be indefinitely postponed;

Which was not adopted.

Mr. S. F. Brown moved to lay the bill on the table;

Which was adopted.

On motion of Mr. Kelsey,

The rules were suspended, and the bill to incorporate the city of Owosso, was placed on its final passage.

On motion of Mr. Kelsey,

The words "Supreme Court" were stricken out wherever they occur in the bill, and "Circuit Court" inserted.

On motion of Mr. S. F. Brown,

The bill was ordered to be read a third time by its title.

The bill, being

A bill to incorporte the city of Owosso,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Ferris,	Mr. Perry,
	Baldwin,	Fowler,	Perkins,
	Beeson,	Frisbee,	Pratt,
	Brewster,	Gies,	Raymond,
	Brooks,	Gilluly,	Reeves,
	G. W. Brown,	Gleasner,	Reynolds,
	Benj. Brown,	Goodwin,	Richards,
	S. F. Brown,	Grace,	Richardson,
	A. W. Buel,	Green,	Robison,
	H. S. Buel,	Kelley,	Sessions,
	Carpenter,	Kelsey,	Sharpe,
	Childs,	Kore,	Starkweather,

Clark,	Lane,	E. H. Thomson,
Campau,	Loomis,	R. Thompson,
Connor,	McMahon,	Wallace,
Dalton,	McDermott,	Warner,
Daniells,	McKinley,	Watkins,
Davids,	Miles,	Wendell,
Dickey,	Mitchell,	Wilkerson,
Driggs,	Monroe,	Woolnough,
Dunbar,	Mulholland,	Wixson,
Enos,	Newman,	Speaker,
Fallass,	Newton,	68

NAYS.

Mr. Beebe, Mr. Greenfield, 2

Title agreed to.

On motion of Mr. McMahon,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

Joint resolution relative to the military instruction of the uniformed volunteer companies of Michigan militia.

Was read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perkins,
Beeson,	Glessner,	Phelps,
G. W. Brown,	Grace,	Pratt,
Benj. Brown,	Greenfield,	Raymond,
S. F. Brown,	Kelley,	Reeves,
Carr,	Kelsey,	Richards,
Childs,	Kore,	Robison,
Clark,	McMahon,	Sharpe,
Campau,	McDermott,	Thomas,
Connor,	McKinley,	Warner,
Dalton,	Mitchell,	Wendell,
Davids,	Monroe,	Woolnough,
Dickey,	Mulholland,	Wixon,
Driggs,	Newton,	Speaker,
Ferris,	Perry,	44

NAYS.

Mr. Baldwin,	Mr. Frisbee,	Mr. Newman,
Brooks,	Gies,	Sessions,
Carpenter,	Gilluly,	R. Thompson,
Daniells,	Goodwin,	Wallace,
Dunbar,	Lane,	Watkins,
Enos,	Loomis,	Wilkerson, 18

Title and preamble agreed to.

House bill No. 114, entitled

A bill to amend section twenty-five of chapter one hundred and fifty-three of the revised statutes of 1846, the same being section five thousand seven hundred and thirty-five of the compiled laws of 1857,

Being under consideration,

Mr. Gilluly demanded the previous question,

Which was ordered.

And the bill passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gleasner,	Mr. Perkins
Baldwin,	Goodwin,	Phelps,
Beebe,	Green,	Raymond,
Brewster,	Kelley,	Reynolds,
Brooks,	Kelsey,	Richards,
G. W. Brown,	Kore,	Robison,
Benj. Brown,	Lane,	Sessions,
S. F. Brown,	Loomis,	Sharpe,
Childs,	McMahon,	Starkweather,
Daniells,	McDermott,	Thomas,
Driggs,	Miles,	R. Thompson,
Enos,	Mitchell,	Wallace,
Fallass,	Mussy,	Watkins,
Ferris,	Newman,	Wilkerson,
Fowler,	Newton,	Woolnough,
Gage,	Perry,	Wixson,
Gilluly,		49

NAYS.

Mr. Bancroft,	Mr. Davids,	Mr. Mulholland,
Beers,	Dickey,	Pratt,
Beeson,	Dunbar,	Reeves,
A. W. Buel,	Frisbee,	Richardson,
H. S. Buel,	Gies,	Smith,
Carpenter,	Grace,	E. H. Thomson,
Campau,	Greenfield,	Warner,
Connor,	McKinley,	Wendell,
Dalton,	Monroe,	26

Mr. Mussey moved that the vote just taken be reconsidered, and moved to lay the motion to reconsider on the table.

Which last motion was adopted.

Mr. A. W. Buel, by unanimous consent, presented the following report from the special committee on amendments to the constitution:

The committee on constitutional amendments, to whom was referred the Senate joint resolution to provide for an

amendment to the constitution in respect to the sessions of the Legislature, and designated as "amendment No. 1," have had the same under consideration, and respectfully report:

The debate upon the joint resolution of the House on the same subject, has disclosed the fact that the House is unanimously in favor of some amendment of the constitution which will enable the Legislature to propose, mature and pass laws with more opportunity for deliberation than a biennial forty days' session can possibly allow. This better opportunity for deliberation is absolutely necessary in order to remedy the great evil of crude, hasty, defective and dangerous legislation. The same debate has also disclosed the fact, that a large portion of the House is in favor of biennial sessions, without limitation as to duration of session, whilst another portion is in favor of limitation; and that, from this difference of opinion, there is no reasonable prospect of bringing the requisite constitutional vote, of two-thirds of the members elect, to the support of the Senate joint resolution, or of the House, upon this subject, each of which proposes biennial sessions, without limitation as to time. Under these circumstances, without some concession and compromise of opinion, with a view of effecting the common object as to which both Houses of the Legislature are unanimous, the Legislature must adjourn without proposing any amendment of the constitution, to the great disappointment not only of ourselves, but of the people. Your committee, therefore, make a recommendation, which asks from one portion of the House, and offers to the other, some concession, which, under the circumstances, it is hoped will be freely made and accepted. This recommendation is, to reduce the period within which bills shall be introduced from sixty to fifty days, leaving the Legislature to adjourn whenever it can mature and perfect and complete its business. This proposition is one which gives freedom to the Legislature to transact

NAYS.

Mr.	Brewster,	Mr.	Gage,	Mr.	Reynolds,
	Benj. Brown,		Glessner,		Sessions,
	H. S. Buel,		Green,		Smith,
	Bush,		Miles,		Starkweather,
	Childs,		Mussey,		E. H. Thomson,
	Clark,		Mulholland,		Watkins,
	Fallass,		Newton,		Wilkerson,
	Fowler,		Perkins,		23

Pending the announcement of the vote,

Mr. Ferris moved that Mr. Fallass be excused from voting;

Which was not adopted.

Mr. Ferris moved that Mr. Perkins be excused from voting;

Which was not adopted.

The title was agreed to.

House bill, entitled

A bill to grant certain swamp lands to James Maycraft,

Being under consideration,

Mr. Dickey moved to recommit the bill to the judiciary committee;

Which was adopted.

House bill No. 27, entitled

A bill to amend an act entitled "an act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved Feb. 14, 1853, and an act amendatory thereto entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14th, 1853, and an act amendatory thereto, approved February 12, 1855,

Was read a third time, and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Beeson,	Mr.	Fallass,	Mr.	Newman,
	Benj. Brown,		Ferris,		Phelps,
	Bush,		Green,		Reeves,
	Childs,		Kelley,		Reynolds,
	Dalton,		Lane,		Sessions,
	Davids,		Mussey,		Smith,
	Dunbar,		Mulholland,		Speaker,
	Enos,				22

NAYS.

Mr.	Baldwin,	Mr.	Fowler,	Mr.	Raymond,
	Beers,		Gage,		Richards,

Brewster,	Gilluly,	Richardson,
Brooks,	Glessner,	Robison,
S. F. Brown,	Goodwin,	Sharpe,
H. S. Buel,	Kore,	Starkweather,
Carpenter,	McKinley,	Thomas,
Clark,	Miles,	E. H. Thomson,
Connor,	Monroe,	Wallace,
Dickey,	Newton,	Wilkerson,
Driggs,	Perkins,	Wixson, 33

House bill No. 111, being

A bill to provide for laying out, establishing and constructing a certain State road in the counties of Tuscola and Saginaw,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Reeves,
Baldwin,	Gage,	Reynolds,
Bebee,	Gilluly,	Richards,
Beers,	Glessner,	Richardson,
Beeson,	Goodwin,	Robison,
Brewster,	Grace,	Sessions,
G. W. Brown,	Green,	Sharpe,
S. F. Brown,	Kelley,	Smith,
H. S. Buel,	Kelsey,	Starkweather,
Carr,	McKinley,	Thomas,
Carpenter,	Miles,	Wallace,
Childs,	Monroe,	Watkins,
Clark,	Mulholland,	Wendell,
Dalton,	Newman,	Wilkerson,
Davids,	Newton,	Woolnough,
Dunbar,	Phelps,	Speaker,
Enos,	Raymond,	50

NAYS. 0

The title was agreed to.

On motion of Mr. Driggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill providing for the publication of the official statements of votes cast at the several elections in this State,

Being under consideration,

Mr. G. W. Brown moved that the bill be indefinitely postponed.

Which was adopted.

House bill, entitled

NAYS.

Mr. Brewster,	Mr. Gage,	Mr. Reynolds,	
Benj. Brown,	Glessner,	Sessions,	
H. S. Buel,	Green,	Smith,	
Bush,	Miles,	Starkweather,	
Childs,	Mussey,	E. H. Thomson,	
Clark,	Mulholland,	Watkins,	
Fallass,	Newton,	Wilkerson,	
Fowler,	Perkins,		23

Pending the announcement of the vote,

Mr. Ferris moved that Mr. Fallass be excused from voting;

Which was not adopted.

Mr. Ferris moved that Mr. Perkins be excused from voting;

Which was not adopted.

The title was agreed to.

House bill, entitled

A bill to grant certain swamp lands to James Maycraft,

Being under consideration,

Mr. Dickey moved to recommit the bill to the judiciary committee;

Which was adopted.

House bill No. 27, entitled

A bill to amend an act entitled "an act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved Feb. 14, 1853, and an act amendatory thereto entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14th, 1853, and an act amendatory thereto, approved February 12, 1855,

Was read a third time, and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beeson,	Mr. Fallass,	Mr. Newman,	
Benj. Brown,	Ferris,	Phelps,	
Bush,	Green,	Reeves,	
Childs,	Kelley,	Reynolds,	
Dalton,	Lane,	Sessions,	
Davids,	Mussey,	Smith,	
Dunbar,	Mulholland,	Speaker,	
Enos,			22

NAYS.

Mr. Baldwin,	Mr. Fowler,	Mr. Raymond,	
Beers,	Gage,	Richards,	

Clark,	Lane,	Warner,	
Connor,	Loomis,	Watkins,	
Dalton,	Monroe,	Wilkerson,	
Davids,	Mulholland,	Wixson,	
Dickey,	Newman,	Speaker,	60

NAYS. 0

Title agreed to.

House bill, entitled

A bill to amend an act approved Feb. 4, 1858, entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853, and an act amendatory thereto, approved Feb. 12, 1855,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Pratt,	
Baldwin,	Gage,	Raymond,	
Brewster,	Gilluly,	Reynolds,	
Brooks,	Gleesner,	Richards,	
G. W. Brown,	Goodwin,	Richardson,	
S. F. Brown,	Greenfield,	Robison,	
Bush,	Kelley,	Sessions,	
Carr,	Kelsey,	Sharpe,	
Childs,	Kore,	Starkweather,	
Connor,	McKinley,	Thomas,	
Dalton,	Miles,	R. Thompson,	
Dickey,	Monroe,	Wallace,	
Driggs,	Mulholland,	Warner,	
Dunbar,	Newman,	Wendell,	
Fallass,	Newton,	Wilkerson,	
Ferris,	Perry,	Wixson,	
Fowler,	Phelps,	Speaker,	51

NAYS.

Mr. H. S. Buel,	Mr. Grace,	Mr. Reeves,	
Bushnell,	Green,	E. H. Thomson,	
Clark,	McDermott,	Watkins,	9

Title was agreed to.

On motion of Mr. Reynolds,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to authorize Ruth A. Spencer, a minor, to convey real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

A bill to amend an act to organize the county of Iosco,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Perkins,
	Baldwin,		Frisbee,		Phelps,
	Beebe,		Gage,		Pratt,
	Beers,		Gilluly,		Raymond,
	Brewster,		Glessner,		Reeves,
	Brooks,		Grace,		Reynolds,
	G. W. Brown,		Green,		Richards,
	S. F. Brown,		Greenfield,		Robison,
	H. S. Buel,		Kelley,		Sessions,
	Bush,		Kelsey,		Smith,
	Carpenter,		Kore,		E. H. Thomson,
	Childs,		Lane,		Wallace,
	Clark,		McKinley,		Warner,
	Connor,		Monroe,		Watkins,
	Daniells,		Mulholland,		Wilkerson,
	Enos,		Newman,		Speaker,
	Fallass,		Perry,		50

NAYS.

Mr.	Dalton,	Mr.	Miles,	2

Title agreed to.

House bill, entitled

A bill to change the name of the village of Hamilton, in the county of Ingham,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Driggs,	Mr.	Newton,
	Baldwin,		Dunbar,		Perry,
	Beebe,		Enos,		Perkins,
	Beeson,		Fallass,		Phelps
	Brewster,		Ferris,		Pratt,
	Brooks,		Frisbee,		Raymond,
	G. W. Brown,		Gies,		Reeves,
	Benj. Brown,		Gilluly,		Richards,
	S. F. Brown,		Glessner,		Robison,
	A. W. Buel,		Goodwin,		Sessions,
	H. S. Buel,		Green,		Sharpe,
	Bush,		Greenfield,		Smith,
	Bushnell,		Ke'ley,		Starkweather,
	Carpenter,		Kelsey,		Thomas,
	Childs,		Kore,		Wallace,

Clark,	Lane,	Warner,	
Connor,	Loomis,	Watkins,	
Dalton,	Monroe,	Wilkerson,	
Davids,	Mulholland,	Wixson,	
Dickey,	Newman,	Speaker,	60

NAYS. 0

Title agreed to.

House bill, entitled

A bill to amend an act approved Feb. 4, 1858, entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853, and an act amendatory thereto, approved Feb. 12, 1855,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Pratt,	
Baldwin,	Gage,	Raymond,	
Brewster,	Gilluly,	Reynolds,	
Brooks,	Glessner,	Richards,	
G. W. Brown,	Goodwin,	Richardson,	
S. F. Brown,	Greenfield,	Robison,	
Bush,	Kelley,	Sessions,	
Carr,	Kelsey,	Sharpe,	
Childs,	Kore,	Starkweather,	
Connor,	McKinley,	Thomas,	
Dalton,	Miles,	R. Thompson,	
Dickey,	Monroe,	Wallace,	
Driggs,	Mulholland,	Warner,	
Dunbar,	Newman,	Wendell,	
Fallass,	Newton,	Wilkerson,	
Ferris,	Perry,	Wixson,	
Fowler,	Phelps,	Speaker,	51

NAYS.

Mr. H. S. Buel,	Mr. Grace,	Mr. Reeves,	
Bushnell,	Green,	E. H. Thomson,	
Clark,	McDermott,	Watkins,	9

Title was agreed to.

On motion of Mr. Reynolds,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to authorize Ruth A. Spencer, a minor, to convey real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Phelps,
Baldwin,	Fallass,	Pratt,
Brooks,	Ferris,	Raymond,
G. W. Brown,	Fowler,	Reeves,
S. F. Brown,	Frisbee,	Richardson,
A. W. Buel,	Gage,	Robison,
H. S. Buel,	Greenfield,	Sessions,
Bush,	Kelley,	Smith,
Bushnell,	Kelsey,	Thomas,
Carpenter,	Lane,	R. Thompson,
Childs,	McKinley,	Wallace,
Clark,	Monroe,	Warner,
Connor,	Newman,	Watkins,
Davids,	Newton,	Wendell,
Dickey,	Perry,	Wixson,
Driggs,	Perkins,	Speaker,
Dunbar,		49

NAYS

Mr. Dalton,	Mr. Goodwin,	Mr. Wilkerson,
Gilluly,	Richards,	5

Mr. A. W. Buel moved to amend the title by inserting in lieu thereof the following:

"A bill to determine the minority of Ruth A. Spencer;"

Which was adopted.

The title as amended was agreed to, and the bill ordered to take immediate effect.

House bill entitled

A bill to provide for laying out and establishing a State road from Midland City, in Midland county, to St. Charles, in Saginaw county,

On motion of Mr. Childs,

Was ordered read a third time by its title.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newton,
Baldwin,	Fallass,	Perry,
Beeson,	Ferris,	Perkins,
Brewster,	Fowler,	Phelps,
Brooks,	Frisbee	Pratt,
G. W. Brown,	Gage,	Raymond,
S. F. Brown,	Gies,	Richards,
A. W. Buel,	Gleesner,	Richardson,

H. S. Buel,	Grace,	Bancroft,
Bush,	Greenfield,	Sharpe,
Carr,	Kelley,	R. Thompson,
Carpenter,	Kelsey,	Wallace,
Childs,	Kore,	Warner,
Connor,	Lane,	Watkins,
Dalton,	McKinley,	Wilkerson,
Dickey,	Mussey,	Wixson,
Driggs,	Mulholland,	Speaker,
Dunbar,	Newman,	53

NAYS.

Mr. Bushnell, Mr. Reynolds, 2

Title agreed to.

House bill, entitled

A bill to provide for the improvement of a portion of the State road running from Vienna, in Genesee county, to Tuscola, in Tuscola county.

On motion of Mr. S. F. Brown,

The bill was ordered read a third time by its title.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting therefor, as follows:

YEAS.

Mr. Baldwin,	Mr. Fowler,	Mr. Perkins,
Beeson,	Frisbee,	Phelps,
Brewster,	Gage,	Pratt,
Brooks,	Gies,	Raymond,
G. W. Brown,	Gilluly,	Reynolds,
S. F. Brown,	Gleasner,	Richards,
H. S. Buel,	Grace,	Richardson,
Bush,	Green,	Robison,
Childs,	Greenfield,	Sessions,
Clark, 2d	Kelley,	Sharpe,
Connor,	Kelsey,	Starkweather,
Dalton,	Kore,	R. Thompson,
Davids,	Lane,	Wallace,
Dickey,	McKinley,	Warner,
Driggs,	Mulholland,	Wendell,
Dunbar,	Newman,	Wilkerson,
Enos,	Newton,	Wixson,
Fallass,	Perry,	Speaker,
Ferris,		55

NAYS. 0

House bill No. 60, being

A bill to amend an act to provide for laying out a State road from Saginaw to Cheboygan, approved Feb. 4, 1858,

Was, by unanimous consent, read a third time by its title, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Raymond,
Baldwin,	Green,	Reeves,
Reeson,	Greenfield,	Reynolds,
Brooks,	Kelley,	Richards,
G. W. Brown,	Kelsey,	Richardson,
Benj. Brown,	Kore,	Robison,
S. F. Brown,	Lane,	Sessions,
A. W. Buel,	McKinley,	Sharpe,
H. S. Buel,	Monroe,	Starkweather,
Bush,	Mussey,	E. H. Thomson,
Childs,	Mulholland,	R. Thompson,
Davids,	Newman,	Wallace,
Dunbar,	Perkins,	Warner,
Enos,	Phelps,	Watkins,
Fallass,	Pratt,	Speaker,
Gies,		46

NAYS.

Mr. Clark,	Mr. Frisbee,	Mr. Miles, 3

House bill, entitled

A bill to amend chapter 175 of the compiled laws, &c.,

Being under consideration,

On motion of Mr. Dickey,

The bill was recommitted to the judicary committee.

House bill, entitled

A bill to provide for ascertaining the amounts of cereals annually produced in the State of Michigan,

Being under consideration,

On motion of Mr. Dickey,

The bill was laid on the table.

A joint resolution relative to the Capitol and State offices,

Being under consideration,

Mr. Childs moved that the joint resolution be indefinitely postponed.

Mr. E. H. Thomson called for the yeas and nays,

The call was seconded.

And the motion to indefinitely postpone, was adopted by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gleesner,	Mr. Perkins,
Brewster,	Goodwin,	Phelps,
Brooks,	Grace,	Pratt,
Benj. Brown,	Green,	Richards,
Childs,	Greenfield,	Richardson,
Dalton,	Kelley,	Robison,
Daniells,	Kelsey,	Sharpe,
Davids,	Lane,	Starkweather
Dickey,	McKinley,	Thomas,
Fallass,	Monroe,	E. H. Thomson,
Fowler,	Mussey,	Warner,
Frisbee,	Newman,	Wilkerson,
Gage,	Newton,	Speaker,
Gilluly,	Perry,	41

NAYS.

Mr. G. W. Brown,	Mr. Gies,	Mr. Reynolds,
Carr,	Miles,	R. Thompson,
Carpenter,	Mulholland,	Wallace,
Conner,	Raymond,	Watkins,
Driggs,	Reeves,	14

By unanimous consent, the Speaker announced the following:

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

Senate bill No. 10, amended, being

A bill in relation to mortgages against preferred stock in, and the delivery of goods by railway companies,

Which has passed the Senate, and ordered to take immediate effect, by a vote of two-thirds of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on banks and incorporations.

Also the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives, the following:

A bill to provide for the improvement of the Bridgeport and Forestville State road.

A bill to amend section 10 of an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855, (compiled laws, vol. 1, sec. 195.)

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to amend section 57 of chapter 159 of the compiled laws relative to writs of habeas corpus.

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The bill was read twice and referred to the judiciary committee.

Also the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill appropriating certain highway taxes for the improvement of a road in the counties of Tuscola and Huron;

Which the Senate have amended as follows:

Sec. 2, line 12, strike out "counties hereinbefore mentioned," and insert "townships through which said road may pass," and strike out, in line 13, the word "county," and insert "township.

Sec. 7, lines 2 and 3, after the word "services" insert "one dollar and fifty cents;" and in 4th line, after the word "road," strike out the words, "and all necessary traveling expenses;"

In the passage of which the Senate have concurred, by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The amendments were concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Newton,
Baldwin,	Gage,	Perkins,
Beers,	Gleesener,	Phelps,
Beeson,	Goodwin,	Pratt,
Brooks,	Green,	Reeves,
S. F. Brown,	Greenfield,	Reynolds,
Carpenter,	Kelley,	Richards,
Childs,	Kelsey,	Robison,
Clark,	Kore,	Sessions,
Campau,	Lane,	Starkweather,
Connor,	McKinley,	E. H. Thomson,
Dalton,	Miles,	R. Thompson,
Davids,	Mitchell,	Wallace,
Dickey,	Monroe,	Wilkerson,
Dunbar,	Mussey,	Wixson,
Fallass,	Mulholland,	Speaker,
Ferris,	Newman,	50

NAYS. 0

And the bill referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

A bill for laying out and establishing a State road from Boyce's Landing, (so called,) on Lake Michigan, to be St. Joseph River.

A bill to amend an act entitled an act to establish a State road between East Saginaw and Bay City, approved Feb. 17, 1857.

A bill providing for the publication of the official statements of votes cast at the several elections in this State.

A bill to authorize fractional school districts No. 1, of Vassar, and No. 2, of Tuscola, to issue bonds.

A bill requiring notice of levy upon real estate by virtue of executions, to be filed in the office of Register of Deeds.

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on roads and bridges.

The second named bill was read twice, and referred to the same committee.

The third named bill was read twice, and referred to the committee on State affairs.

The fourth named bill was read twice, and referred to the committee on ways and means.

The fifth named bill was read twice, and referred to the judiciary committee.

Also, the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill for the amendment of the act incorporating the Michigan Central Railroad Company, approved March 16, 1846;

A bill to provide for the organization of the township of Fairbanks;

A bill further to preserve the purity of elections, and guard against the abuses of the elective franchise by a registration of electors;

In the passage of which the Senate have concurred by a majority

vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all of said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on banks and incorporations.

The second named bill was read twice and referred to the committee on towns and counties.

The third named bill was read twice and referred to the committee on State affairs.

Also the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following Senate bill:

A bill to ascertain the annual cereal products of the State of Michigan;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on State affairs.

Also, the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to repeal joint resolution No. 31, session laws of 1857, entitled joint resolution for the aid and relief of emigrants from Michigan to the territory of Kansas.

A bill to provide for selecting and setting apart a homestead.

A bill to amend chapter 111 of compiled laws, entitled of masters apprentices and servants.

A bill to establish graded and high schools.

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The three first named bills were read twice and referred to the judiciary committee.

The fourth named bill was read twice and referred to the committee on education.

Also the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

Joint resolution to provide for an amendment to the constitution, concerning banking corporations;

In the passage of which the Senate have concurred by a vote of two-thirds of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 8, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend an act entitled an act for incorporating the borough of Michilimackinac, adopted April 6, 1817;

A bill to authorize the Common Council of the city of Jackson to levy and collect certain paving assessments;

A bill to organize the county of Mecosta, and to locate the county-seat thereof;

A bill to provide for laying out a State road in Ionia, Kent and Barry counties;

A bill to amend act 187 of session laws of 1857, entitled an act to organize the township of Pierson, in the county of Mecosta, approved Feb. 17, 1857;

A bill to amend sec. 7, chapter 99, of the revised statutes of 1846, (compiled laws, vol. 2, sec. 4161;)

A bill to authorize school district, No. 1, of the township of Kalamazoo, to borrow money;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The several bills were referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 9, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend an act entitled an act to amend an act to incorporate the village of Kalamazoo, and the acts amendatory thereto,

Which the Senate have amended by striking out after the word "three," in line 14, section 1, down to and including the word "one," in line 17, and inserting the following: "and to the centre of section 26, thence west, on the quarter line, through sections 26, 27 and 28, to the south-west corner of the north-west quarter of said section 28." Also, strike out all after "vote," in line 4, down to and including the word "qualified," in line 6 of said section, and insert "one person to be president of said village, and three persons shall in like manner be elected trustees, and one person also shall be elected marshal; the president and three trustees so elected, together with the three trustees holding over, to constitute a village board; and annually thereafter a presi-

dent and marshal shall be elected as aforesaid, who shall hold their respective offices for one year, and three trustees shall be so elected who shall hold their offices for two years." Also, in subdivision four section 6, strike out the word "two," and insert "one."

Which amendments are embodied in the two pages herewith sent and intended to be the first two pages of said bill;

In the passage of which as amended the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two thirds of all said Senators. In which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

Mr. Pratt moved that the House concur in the amendments in gross.

The House concurred in the several amendments, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Phelps,
Baldwin,	Ferris,	Pratt,
Beebe,	Fowler,	Raymond,
Beers,	Frisbee,	Reeves,
Beeson,	Gage,	Reynolds,
Brewster,	Gullily,	Richards,
Brooks,	Grace,	Richardson,
G. W. Brown,	Green,	Robison,
Benj. Brown,	Kelley,	Sessions,
S. F. Brown,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Starkweather,
Carpenter,	Lane,	Thomas,
Childs,	Miles,	R. Thompson,
Clark,	Monroe,	Wallace,
Connor,	Mussey,	Watkins,
Dalton,	Newman,	Wilkerson,
Dickey,	Newton,	Wixson,
Driggs,	Perry,	Speaker,
Dunbar,	Perkins,	56

NAYS. 0

The bill was referred to the committee on engrossment and enrollment.

By unanimous consent, the following report was presented from the committee on geological survey:

The committee on geological survey, to whom was referred the peti-

tions of a large number of the citizens of Michigan, praying the Legislature to authorize a geological survey of the State,

Have had the same under consideration, and directed their chairman to report the following bill and recommend its passage, and ask to be discharged from the further consideration of the same.

THOMAS MITCHELL, *Chairman.*

Report accepted, and committee discharged.

The bill was read twice, and placed on the order for third reading.

On motion of Mr. Connor,

The House took a recess until 7 o'clock this evening.

EVENING SESSION.

7 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called, and a quorum present.

The House took up the

SPECIAL ORDER,

The same being

A bill making appropriations for the State Agricultural College, and for the erection and repair of buildings on the Agricultural Farm.

Mr. Sessions moved to add sections 4 and 5 to the bill as follows:

Sec. 4. There shall be one collegiate term in each year, and said term shall commence on the last Wednesday of February, and terminate on the last Wednesday of November, and no pupil shall be received for a less time, unless by special permission from the Board of Instruction. *Provided*, That the term for 1859 shall commence on the first Wednesday in April, and so much of section 6 of an act for the establishment of a State Agricultural School, approved February 12th 1855, as refers to the same subject, is hereby repealed.

Sec. 5. The State Librarian shall deposit in the Library of the Agricultural School, for preservation and for present use of said School, any duplicates of such books as may be deemed by the State Librarian and the Secretary of State, unnecessary for the use of the Legislature and the State officers; *provided*, that proper official receipts be taken from the President and Secretary of said College for the restoration of the same, if required by law or by joint order of the State Librarian and Secretary of State.

Mr. Pratt moved to amend the amendment, by inserting the words, "may be useful in said college library," after the word "as," in sec. 5;

Which was adopted.

The motion to add two new sections was then adopted.

Mr. Mulholland moved to strike out "forty-one," in line 2, sec. 1, and insert "thirty-one."

Mr. A. W. Buel called for a division of the question.

The question being on striking out,

Mr. Sessions called for the yeas and nays;

Which call was seconded,

And the motion to strike out was adopted, by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Clark,	Mr. Lane,
Beeson,	Daniells,	Loomis,
Brewster,	Davids,	McDermott,
G. W. Brown	Driggs,	McKinley,
Benj. Brown,	Dunbar,	Mulholland,
A. W. Buel,	Fowler,	Reeves,
H. S. Buel,	Frisbee,	Richards,
Bush,	Gage,	Robison,
Bushnell,	Gies,	Smith,
Carr,	Goodwin,	Starkweather,
Carpenter,	Grace,	Warner,
Childs,	Greenfield,	Wilkerson, 36

NAYS.

Mr. Beebe,	Mr. Mitchell,	Mr. Sessions,
Brooks,	Monroe,	Sharpe,
S. F. Brown,	Mussey,	Thomas,
Dickey,	Newman,	E. H. Thomson,
Ferris,	Newton,	R. Thompson,
Green,	Perry,	Wallace,
Kelley,	Phelps,	Watkins,
Kelsey,	Pratt,	Woolnough,
Kore,	Reynolds,	Wixson,
McMahon,	Richardson,	Speaker,
Miles,		31

Mr. Dickey moved to insert "thirty-seven."

Mr. Carr moved to insert "forty."

The motion to insert "forty" was not adopted.

The motion to insert "thirty-seven" was adopted.

Mr. H. S. Buel moved to strike out "twenty-five thousand," in section 2, line 1, and insert "ten thousand."

Mr. McMahon called for a division of the question.

The question being on striking out "twenty-five thousand,"

Mr. Dickey called for the yeas and nays.

The call was seconded;

And the motion to strike out was adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Clark,	Mr. Loomis,
Beers,	Campau,	McDermott,
Beeson,	Daniells,	McKinley,
Brewster,	Davids,	Monroe,
G. W. Brown,	Dunbar,	Mulholland,
Benj. Brown,	Fowler,	Newton,
A. W. Buel,	Frisbee,	Perkins,
H. S. Buel,	Gage,	Reeves,
Bush,	Gies,	Richards,
Bushnell,	Goodwin,	Smith,
Carr,	Grace,	Warner,
Carpenter,	Greenfield,	Wilkerson,
Childs,	Lane,	38

NAYS.

Mr. Allen,	Mr. Kelley,	Mr. Sessions,
Baldwin,	Kelsey	Sharpe,
Beebe,	Kore,	Starkweather,
Brooks,	McMahon,	Thomas,
S. F. Brown,	Mitchell,	E. H. Thomson,
Dickey,	Mussey,	R. Thompson,
Driggs,	Newman,	Wallace,
Fallass,	Perry,	Watkins,
Ferris,	Phelps,	Woolnough,
Gilluly,	Pratt,	Wixson,
Gleasner,	Raymond,	Speaker,
Green,	Robison,	35

Mr. H. S. Buel moved to insert "ten thousand."

Mr. S. F. Brown moved to insert "twenty-four thousand."

Mr. Pratt moved to insert "twenty-four thousand and five hundred."

Mr. Buel offered the following substitute for the bill under consideration:

A Bill to provide for discontinuing the Agricultural School and the establishment of an Agricultural Department in the University of Michigan.

SECTION 1. *The People of the State of Michigan enact,* That all the lands forming the site of the Agricultural

School of this State, together with all the appurtenances tenements and buildings thereon, and all the personal property of whatever kind belonging to this State and used in and about said lands and school, except as hereinafter provided, shall be sold under the direction of the State Board of Education, for the purpose of establishing a department of Agricultural Science in the University of this State.

Sec. 2. Said lands, tenements, buildings, and personal property shall be sold under the direction of the State Board of Education, to the highest bidder or bidders, and in entirely or in parts and parcels, as they may deem best, so as to obtain the largest sum or sums of money therefor and upon the best terms and conditions they can make as to the time of payment: *Provided, however*, That twenty-five per centum of the purchase money shall be paid at the time of the purchase, the balance of the principal at any time thereafter, at the option of the purchaser, with interest at the rate of seven per cent. per annum on the unpaid balance, payable on the first day of March or within sixty days thereafter, in each and every year, at such place or places, as shall be specified in the certificate of purchase.

Sec. 3. Within three months after the approval of this act by the Governor, the State Board of Education shall give notice of the said sale, by publishing the same daily in two of the daily newspapers published in this State, for six successive weeks, which notice shall contain a description of the property to be sold, and shall set forth the time and place of sale and the terms thereof according to the provisions of this act. The place of sale shall be at Lansing, at the front door of the Capitol; such sale may be adjourned from day to day until completed, and may be adjourned from time to time, as the State Board of Education may deem best, on publication of notice of said sale and adjournment thereof, to be continued in the daily

newspapers aforesaid from time to time until the said property shall be sold as herein provided.

Sec. 4. All moneys received and to be received upon said sale or sales, shall be paid into the treasury of this State, and to the credit of the general fund. The State Treasurer shall credit the University fund with the amount for which the said property, or any part thereof, may be sold, and shall credit the University Interest Fund with interest on such amount at the rate of six per cent. per annum, which shall be applied like the other money belonging to said fund for the uses and purposes of the University and paid over to its treasurer.

Sec. 5. If the State Board of Education shall make sale of the said lands, or any part thereof, as provided in this act, they, or a majority of said board, shall, at the time of such sale, make and subscribe a certificate thereof, in which they shall certify the description of the land sold, the name of the purchaser or purchasers, the quantity thereof and the price per acre, the consideration paid and to be paid therefor, and the time and terms of payment, and file the same with the Commissioner of the State Land Office.

Sec. 6. Sections 3, 5, 6, 7 and 8 of chapter 60 of the revised statutes of 1846, (compiled laws, volume 1, sections 2446, 2447, 2449, 2450, and 2451) shall apply to the sale of said lands, or any part thereof, and all proceedings thereon, in the same manner and to the same effect, as near as may be, and not inconsistent with this act, as they apply to the sale of the university and school lands, and the proceedings thereon.

Sec. 7. There shall be in the University a department to be called "The Department of Agricultural Science," for the purpose of giving instruction in agriculture and the sciences and arts connected therewith, which shall be organized and maintained under the direction of the Board of Regents, with the necessary professorship or professor-

ships, as soon as practicable, and as soon as the interest moneys arising from said sale or sales shall be annually sufficient to maintain one or more professorships in the said department.

Sec. 8. All books, philosophical apparatus and other personal property belonging to the State, and used in and about and for the purposes of said agricultural school, which, in the opinion of said State Board of Education, can be advantageously transferred to and used in the University, or in said department of agricultural science, when organized, shall be excepted for the said sale, and shall be so transferred and used.

Sec. 9. The State Board of Education shall report to the Legislature at its next regular meeting their doings under this act, and shall set forth in such report a description of the property sold, the time of sale, the names of the purchaser or purchasers, the several sums for which the said property, or any part thereof, shall be sold, together with the terms and conditions of sale, and also a list of all articles and property transferred to the University, as herein provided.

Sec. 10. This act shall be and is hereby submitted to the electors of this State for their approval or disapproval at the next general election for a Chief Justice of the Supreme Court of this State, to be holden on the first Monday of April next, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State, in the same manner that he is now by law required to do in the case of an election of Governor and Lieutenant Governor, and the inspectors of elections in the several towns and cities in this State shall prepare a suitable box for the reception of ballots cast for and against this act. Each person voting in favor of this act shall have written or printed on his ballot the words, "Agricultural College. Yes;" and each person voting against it, the words "Agricultural College. No." The

ballots in all respects shall be canvassed as the votes for Governor and Lieutenant Governor are by law required to be canvassed. The Governor shall make proclamation of the result of the canvass, and this act shall have no force or effect unless a majority of the ballots shall be in favor of the same.

Mr. Dickey called for the yeas and nays on the several motions pending.

Which call was seconded.

Mr. Sessions demanded the previous question.

Which were ordered by the House.

The motion to insert "twenty-four thousand five hundred" was not adopted, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Kelley,	Mr. Raymond,
Baldwin,	Kelsey,	Reynolds,
Beebe,	Kore,	Robison,
S. F. Brown,	McMahon,	Sessions,
Carr,	Miles,	Thomas,
Dickey,	Mitchell,	E. H. Thompson,
Driggs,	Mussey,	R. Thompson,
Fallass,	Newman,	Wallace,
Ferris,	Newton,	Woolnough,
Gilluly,	Perry,	Wixson,
Glessner,	Phelps,	Speaker,
Green,	Pratt,	35

NAYS.

Mr. Bancroft,	Mr. Dalton,	Mr. McDermott,
Beers,	Daniells,	McKinley,
Beeson,	Davids,	Mulholland,
Brewster,	Dunbar,	Perkins,
G. W. Brown,	Fowler,	Reeves,
Benj. Brown,	Frisbee,	Richards,
A. W. Buel,	Gage,	Richardson,
H. S. Buel,	Gies,	Smith,
Bush,	Goodwin,	Starkweather,
Bushnell,	Grace,	Warner,
Carpenter,	Greenfield,	Watkins,
Childs,	Lane,	Wendell,
Clark,	Loomis,	Wilkerson, 39

The motion to insert "twenty-four thousand," was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Kelley,	Mr. Pratt,
Baldwin,	Kelsey,	Raymond,
Beebe,	Kore,	Reynolds,
S. F. Brown,	Loomis,	Sessions,
Carr,	McMahon,	Thomas,
Dickey,	Miles,	E. H. Thomson,
Driggs,	Mitchell,	R. Thompson,
Fallass,	Mussey,	Wallace,
Ferris,	Newman,	Watkins,
Gilluly,	Newton,	Woo'nough,
Gleasner,	Perry,	Wixson,
Green,	Phelps,	Speaker, 36

NAYS.

Mr. Bancroft,	Mr. Dalton,	Mr. McKinley,
Beers,	Daniells,	Monroe,
Beeson,	Davids,	Mulholland,
Brewster,	Dunbar,	Perkins,
G. W. Brown,	Fowler,	Reeves,
Benj. Brown,	Frisbee,	Richards,
A. W. Buel,	Gage,	Richardson,
H. S. Buel,	Geis,	Robison,
Bush,	Goodwin,	Smith,
Bushnell,	Grace,	Starkweather,
Carpenter,	Greenfield,	Warner,
Childs,	Lane,	Wendell,
Clark,	McDermott,	Wilkerson, 39

Pending the announcement of the vote,

Mr. Perry moved that Mr. Monroe be excused from voting.

Which was not adopted.

The motion to insert "ten thousand," was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. Mitchell,
Baldwin,	Driggs,	Newton,
Benj. Brown,	Gilluly,	Thomas,
S. F. Brown,	Kelley,	E. H. Thomson,
Carr,	Kore,	Wendell,
Daniells,	Miles,	Speaker, 18

NAYS.

Mr. Bancroft,	Mr. Frisbee,	Mr. Phelps,
Beebe,	Gage,	Pratt,
Beers,	Geis,	Raymond,
Beeson,	Gleasner,	Reeves,
Brewster,	Goodwin,	Reynolds,
G. W. Brown,	Grace,	Richards,

A. W. Buel,	Greenfield,	Richardson
H. S. Buel,	Kelsey,	Robison,
Bush,	Lane,	Sessions,
Bushnell,	Loomis,	Smith,
Carpenter,	McMahon,	Starkweather,
Childs,	McKinley,	R. Thompson,
Clark,	Monroe,	Wallace,
Dalton,	Mussey,	Warner,
Davids,	Mulholland,	Watkins,
Dunbar,	Newman,	Wilkerson,
Fallass,	Perry,	Woolnough,
Ferris,	Perkins,	Wixson,
Fowler,		55

Pending the announcement of the vote,

Mr. Sessions moved that Mr. H. S. Buel be excused from voting,

Which was not adopted.

The motion to strike out all after the enacting clause, and insert the substitute offered by Mr. A. W. Buel,

Was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Davids,	Mr. McKinley,
Beers,	Driggs,	Reeves,
Beeson,	Dunbar,	Richardson,
A. W. Buel,	Frisbee,	Smith,
H. S. Buel,	Gies,	E. H. Thomson,
Bushnell,	Grace,	R. Thompson,
Dalton,	McDermott,	Warner, 21

NAYS.

Mr. Allen,	Mr. Gleasner,	Mr. Perkins,
Baldwin,	Goodwin,	Phelps,
Brewster,	Green,	Pratt,
G. W. Brown,	Greenfield,	Raymond,
Benj. Brown,	Kelley,	Reynolds,
S. F. Brown,	Kelsey,	Richards,
Carr,	Kore,	Robison,
Carpenter,	Lane,	Sessions,
Childs,	Loomis,	Starkweather,
Clark,	Miles,	Thomas,
Daniels,	Mitchell,	Wallace,
Dickey,	Monroe,	Watkins,
Fallass,	Mussey,	Wendell.
Ferris,	Mulholland,	Wilkerson,
Fowler,	Newman,	Woolnough,
Gage,	Newton,	Wixson,
Gilluly,	Perry,	Speaker, 51

Pending the announcement of the vote,

Mr. Gies moved that Mr. Goodwin be excused from voting,

Which was not adopted.

Mr. H. S. Buel moved that Mr. Beebe be excused from voting;

Which was not adopted.

Mr. Smith moved that Mr. McMahon be excused from voting no.

Which was adopted.

The question recurring on the passage of the bill, a majority of all the members elect voted therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Glessner,	Mr. Perkins,
Baldwin,	Goodwin,	Phelps,
Beebe,	Green,	Raymond,
Brewster,	Kelley,	Reynolds,
G. W. Brown,	Kelsey,	Richards,
Benj. Brown,	Lane,	Robison,
S. F. Brown,	Loomis,	Sessions,
Carr,	McMahon,	Starkweather,
Carpenter,	Miles,	Thomas,
Childs,	Mitchell,	R. Thompson,
Clark,	Monroe,	Wallace,
Daniells,	Mussey,	Watkins,
Fallass,	Mulholland,	Wilkerson,
Ferris,	Newman,	Woolnough,
Fowler,	Newton,	Wixson,
Gage,	Perry,	Speaker,
Gilluly,		49

NAYS.

Mr. Bancroft,	Mr. Driggs,	Mr. McKinley,
Beers,	Dunbar,	Pratt,
A. W. Buel,	Frisbee,	Reeves,
H. S. Buel,	Gies,	Richardson,
Bush,	Grace,	Smith,
Bushnell,	Greenfield,	E. H. Thomson,
Dalton,	Kore,	Warner,
Davids,	McDermott,	Wendell,
Dickey,		25

Title agreed to.

Mr. Bushnell moved that the House adjourn;

Which was withdrawn.

Mr. McDermott rose to a question of privilege, and asked that the House would permit him to change his vote on the passage of the bill entitled

A bill to amend section 25 of chapter 153 of the revised statutes of 1846, the same being 5,735 of the compiled laws of 1857.

On motion of Mr. Perry,

Leave was granted to Mr. McDermott to change his vote.

On motion of Mr. McMahon,

The joint resolution proposing an amendment to the constitution in respect to the right of suffrage,

Was made the special order for Thursday evening, at 7 o'clock.

On motion of Mr. Bushnell,

The House adjourned till to-morrow morning at ten o'clock.

Lansing, Thursday, February 10, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Moore.

Roll called: quorum present.

Mr. Sharpe moved to correct the journal of Saturday afternoon, Feb'y 5th, so as to read at top of page 7,

A bill to restore certain sections of land to town six "south" of range five east, instead of six "north," as printed in the journal.

The correction was ordered to be made.

PETITIONS PRESENTED.

By Mr. Dickey: petition of Rumina Haynes, H. N. Smith, and 35 others, ladies of Leslie, Rives, Bunker Hill and Onondaga, for the adoption of some measure for the education of young women, without charge for tuition;

Referred to the committee on education.

By Mr. Enos: petition of voters of Berrien county, praying for the passage of a law to suppress the traffic in intoxicating liquors;

Referred to the committee on State affairs.

Also, petition of 32 ladies of Niles, Berrien county, for the same purpose;

Referred to the same committee.

Also, petition of Harmony Temple of Honor and Temperance No. 24, for the same purpose;

Referred to the same committee.

Also, petition of Niles Lodge, No. 10, Independent Order of Good Templars, for the same purpose;

Referred to the same committee.

By Mr. Goodwin: petition of Anna Spratt, praying for relief;

Referred to the judicary committee.

By Mr. Phelps: petition of John W. Seely, J. W. Horton and 77 others, praying that relief may be granted to Alphonso Bretton;

Also, petition of J. F. Selden, Perry Henderson and 101 others, citizens of Ingham county, for the same purpose:

Also, petition of Capt. A. Walker and 23 others, Curtenius Guards, for the same purpose;

Also, petition of F. Bray and 40 others, for the same purpose;

Referred to the committee on ways and means.

By Mr. McDermott: petition of B. Phelps, Mark McGraw, Thos. Sheerer, and 26 other citizens and property holders of the city of Detroit for amendments, to the present assessment system;

Referred to the committee on State affairs.

By Mr. Enos: petition of H. A. Chapin, Theodore Fowler, A. B Chipman and 190 other voters of Berrien, for a more stringent liquor law;

Referred to the committee on State affairs.

Also, remonstrance of voters of Bainbridge, Berrien county, against the division of said county;

Referred to the committee on towns and counties.

By Mr. Bushnell: petition of Frederick Weber, Anthony Barlage and 23 others, citizens of Detroit, asking for an amendment to the charter of said city so as to provide for an assessor for each ward therein;

Referred to the committee on towns and counties.

By Mr. Dickey: petition of T. Bowles, of Leslie; J. J. Freeman, of Rives; A. Dubois, of Bunker Hill; S. W. Tripp, of Onondaga; H. E. DeGarmo, of Lyons, and 71 others, for the adoption of some measure whereby young women can be educated without charge for tuition;

Referred to the committee on education.

By Mr. Gilluly: petition of Joseph W. Hiscock, praying for a change of name;

Referred to the committee on judiciary.

By Mr. Goodwin: remonstrance of Ralph Covert and 29 other citizens of Columbia, Jackson county, against any division of that township;

Referred to the committee on towns and counties.

By Mr. Perry: petition of H. R. Clapp and 41 others, praying that young women may be admitted into the State University upon equal terms with young men;

Referred to the committee on education.

By Mr. Gage: remonstrance of Job Ashley and 26 others, of Eaton county, against restoring the death penalty;

Referred to the judiciary committee.

By Mr. Mulholland: petition of F. Johnson and 41 others, in favor of restoring the death penalty;

Referred to the judiciary committee.

By Mr. Enos: remonstrance of F. B. Andrews and 57 others, of Chickiming, Berrien county, against the division of said county;

Referred to the committee on towns and counties.

By Mr. Green: petition of Charles Sly, Sarah C. Sly, and 84 others, praying for an amendment to the constitution, so that all may enjoy equal political rights;

Referred to the special committee on amendments to the constitution.

By Mr. Woolnough: petition of G. W. Allen, J. P. Ford, M. S. Searls, and 30 others, of Calhoun county, praying for a more stringent usury law;

Also, petition of John Gray, Geo. Wood, Geo. Ball and 34 others, for the same;

Referred to the committee on State affairs.

By Mr. Bushnell: petition of Joseph Granger, Thomas Hanks, and 42 other citizens of Detroit, asking for an amendment to the charter of said city, so as to provide for an assessor for each ward therein;

Referred to the committee on towns and counties.

By Mr. Green: petition of N. K. Green, Charles Brown, and 36 others, praying for an amendment of the constitution, so that the moneys arising from fines and penalties, may be applied to defray the criminal expenses of the counties in which they are collected;

Referred to the judiciary committee.

REPORTS OF STANDING COMMITTEES.

By the judiciary committee:

The committee on judiciary, to whom was referred

A bill to organize the Michigan Asylum for the Insane, and more

effectually to provide for the care, maintenance and recovery of the Insane,

Beg leave to report, that they have had the same under consideration, and have made the following amendments, to wit: strike out section 29, and insert a new section in lieu thereof; and also amendments to sections 16, 20, 21, 23 and 40; and ask the concurrence of the House in the said amendments, and that they be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pratt,

The amendments were concurred in, and the rules being suspended the bill was placed on its final passage.

The bill, being

A bill to organize the Michigan asylum for the insane, and more effectually to provide for the care, maintenance and recovery of the insane,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays ,as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Reynolds,
Beeson,	Goodwin,	Richards,
Brewster,	Grace,	Richardson,
Benj. Brown,	Green,	Sessions,
S. F. Brown,	Greenfield,	Sharpe,
Childs,	Kelley,	Smith,
Daniells,	Kelsey,	Starkweather,
Davids,	Kore,	Thomas,
Dickey,	Lane,	E. H. Thomson,
Driggs,	McKinley,	R. Thompson,
Dunbar,	Miles,	Warner,
Enos,	Monroe,	Watkins,
Ferris,	Perkins,	Wilkerson,
Fowler,	Phelps,	Wixson,
Frisbee,	Pratt,	Speaker,
Gage,	Raymond,	47

NAYS. 0

Title agreed to.

On motion of Mr. Pratt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the judiciary committee:

The committee on the judiciary, to whom was recommitted

A bill to grant certain lands to James Meycraft,

Would respectfully report that they have had the same under consideration, and report a bill herewith, which they recommend as a substitute, and ask to be discharged from the further consideration of the same.

By order of committee,

D. I. DANIELLS.

Report accepted and committee discharged.

The substitute was adopted.

On motion of Mr. E. H. Thomson,

The rule requiring the second and third reading of bills to be on different days was suspended for the remainder of the session.

The bill, being

A bill to grant certain swamp lands to James Meycraft,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Phelps,	
Baldwin,	Frisbee,	Pratt,	
Beebe,	Gilluly,	Raymond,	
Brewster,	Gleasner,	Reeves,	
Brooks,	Goodwin,	Reynolds,	
G. W. Brown,	Greenfield,	Richardson,	
Benj. Brown,	Kelley,	Sessions,	
S. F. Brown,	Kelsey,	Sharpe,	
Bush,	Kore,	Smith,	
Carpenter,	Lane,	E. H. Thomson,	
Childs,	McMahon,	R. Thompson,	
Connor,	McKinley,	Wallace,	
Dalton,	Miles,	Warner,	
Daniells,	Mitchell,	Watkins,	
Davids,	Monroe,	Wendell,	
Dickey	Mulholland,	Wilkerson,	
Dunbar,	Newman,	Woolnough,	
Enos,	Newton,	Wixson,	
Fallass,	Perry,	Speaker,	
Ferris,			58

NAYS.

Mr. Bushnell,	Mr. Clark,	Mr. Perkins,	3

Title agreed to.

On motion of Mr. Baldwin,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

A bill to provide for the reassessment and collection of the taxes in the township of Marshall, Calhoun county, for the year 1856;

A bill to amend chapter 49 of compiled laws, relative to the support of poor persons by the public;

A bill to provide for settlements and compromises by partners and joint debtors;

A bill to incorporate the village of Marquette.

E. PERRY, *Chairman.*

Report accepted.

By the committee on roads and bridges.

The committee on roads and bridges, to whom was referred sundry petitions praying for a State road from the county of Mecosta to the county seat of Oceana, would respectfully report the same back to the House, and recommend that the prayer of the petitioners be granted, and herewith introduce a bill, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, and committee discharged.

On motion of Mr. Childs,

The bill was ordered engrossed for a third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred the petition of George Harper and others, to legalize the records of road in the townships of Milford, Commerce and Novi, and a remonstrance against the same, would respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend that the member who introduced them have the privilege of withdrawing them, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

The report was accepted, the committee discharged, and the recommendation of the committee concurred in.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to repeal the corporate rights of the Pontiac and Groveland and Novi and White Lake Plank Road Companies, and sundry peti tions for the same,

Would report that they have had the same under consideration, and have instructed me to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

Mr. Benj. Brown moved that the bill be ordered engrossed for a third reading;

Which was adopted.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to lay out and establish a State road from Portland, in the county of Ionia, to Albany, in the county of Isabella,

Would respectfully report that they have had the same under consideration, and after due deliberation have instructed their chairman to report the same back to the House amended as follows, viz:

In the 2d line of sec. 8, after the word "taxes," insert the words "not otherwise appropriated," and recommend that the bill as amended do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and the committee discharged.

The amendments were concurred in.

On motion of Mr. Childs,

The bill was ordered engrossed for a third reading.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

A bill for improving a road in the counties of Newaygo and Mecosta,

Respectfully report that they have had the same under consideration, and have directed their chairman to report the same back to the House, amended as follows, viz: in the 6th line of the 1st section, after the word "taxes," insert the words "that are not otherwise appropria-

ted," and recommend that the bill as amended do pass and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The bill was ordered engrossed for a third reading.

By the committee on State Library:

The committee on State Library have instructed their chairman to make the following report:

There is in the library a large number of unbound volumes of United States statutes at large, procured under the authority of the Legislature. These volumes are piled up promiscuously in the document-room, without regard to convenience or safety. In their present condition, it is entirely impracticable to arrange them in such a manner as to render them of any practical utility as works of reference. It is the opinion of your committee that, unless some provision is made for the binding of these volumes, they will in a short time become entirely useless. There are in the library at the present time, some ten volumes of these laws in a bound form, comprising all the statutes at large of the United States from the organization of the government down to the year 1845. We therefore recommend that the remaining volumes of said laws be bound in like manner. There are also in the library various other unbound volumes, some of which are valuable and important works. In the opinion of your committee, authority should be given to the Superintendent of Public Instruction to procure the binding of such works now in the library as he may deem to be of sufficient importance, and that the account in that behalf be audited and paid out of any money in the treasury standing to the credit of the library fund, and to that end ask leave to introduce a joint resolution.

E. W. REYNOLDS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was read twice, and

On motion of Mr. Daniells,

Was placed on the order for third reading.

Mr. Gies, a minority of the committee on agriculture and manufactures, submitted a report, which was read, when

Mr. Sessions moved to lay the report upon the table.

Mr. H. S. Buel moved to amend by adding, "and that the same be printed."

Mr. Mussey called for a division of the question.

The question being upon the motion to lay the report upon the table,

Mr. Gies called for the yeas and nays; which were ordered.

And the report was laid on the table, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Grace,	Mr. Perry,
Brewster,	Green,	Raymond,
Brooks,	Greenfield,	Reynolds,
S. F. Brown,	Kelley,	Richards,
Carr,	Kelsey,	Richardson,
Childs,	Kore,	Robison,
Dickey,	Lane,	Sessions,
Driggs,	Loomis,	Sharpe,
Enos,	McMahon,	Starkweather,
Fallass,	Miles,	Thomas,
Ferris,	Mitchell,	R. Thompson,
Fowler,	Monroe,	Watkins,
Frisbee,	Mussey,	Wilkerson,
Glessner,	Newman,	Woolnough,
Goodwin,	Newton,	Speaker, 45

NAYS.

Mr. Baldwin,	Mr. Connor,	Mr. McKinley,
Beers,	Dalton,	Mulholland,
Beeson,	Davids,	Phelps,
A. W. Buel,	Dunbar,	Reeves,
H. S. Buel,	Gage,	Smith,
Bush,	Gies,	E. H. Thomson,
Bushnell,	Gilluly,	Wallace,
Carpenter,	McDermott,	Wendell,
Campau,		25

The question being upon ordering the report printed,

Mr. A. W. Buel rose to a point of order; that the report could not be ordered printed without first taking the same from the table.

The Speaker decided the point well taken.

By the committee on State affairs:

Your committee, to whom was referred

Senate bill No. 96, being

A bill to furnish the State Normal School, the Agricultural School, and to incorporated colleges within the State, copies of laws and public documents.

Also,

A bill to provide for the publication of the proceedings of the annual meetings of the Board of Supervisors.

Also,

A joint resolution relative to the use of the Senate Chamber and Hall of the House of Representatives by religious and literary societies of Lansing.

Respectfully report that they have had the same under consideration and recommend that the two first named bills be passed, and herewith report a substitute for the latter, which substitute they recommend be adopted, and ask to be discharged from the further consideration of the same.

JAMES McMAHON, *Chairman.*

Report accepted, and committee discharged.

The two first named bills were ordered engrossed for a third reading.

The question being upon the adoption of the substitute reported by the committee for the joint resolution,

Mr. Pratt moved to lay the whole subject on the table;

Which was not adopted.

Mr. Starkweather demanded the previous question;

Which was ordered.

The question being upon the adoption of the substitute,

Mr. H. S. Buel called for the yeas and nays.

The call was not seconded.

The substitute was not adopted.

Joint resolution, being

A joint resolution relative to the use of the Senate Chamber and Hall of the House of Representatives by religious and literary societies of Lansing,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Perry,
Baldwin,	Gage,	Perkins,
Beebe,	Gilluly,	Phelps,
Beers,	Glessner,	Pratt,
Beeson,	Grace,	Reeves,
Brewster,	Green,	Richards,
Brooks,	Greenfield,	Richardson,
A. W. Buel,	Kelley,	Robison,
H. S. Buel,	Kelsey,	Sessions,

Bush,	Kore,	Sharpe,
Carpenter,	Lane,	Smith,
Childs,	Loomis,	Starkweather,
Daniells,	McMahon,	E. H. Thomson,
Davids,	McDermott,	Wallace,
Dickey,	McKinley,	Warner,
Dunbar,	Mitchell,	Watkins,
Enos,	Monroe,	Wendell,
Fallass,	Mussey,	Wilkerson,
Ferris,	Newman,	Speaker,
Fowler,	Newton,	59

NAYS.

Mr. G. W. Brown,	Mr. Clark,	Mr. Miles,
Benj. Brown,	Campau,	Mulholland,
S. F. Brown,	Connor,	Reynolds,
Bushnell,	Driggs,	R. Thompson,
Carr,	Gies,	Woolnough, 15

Title and preamble agreed to.

By the committee on State affairs:

Your committee, to whom was referred Senate bill No. 49, respectfully report, that they have had the same under consideration, and a majority of said committee have instructed me to report the same to the House with the following amendments: strike out section 1, and insert in lieu thereof the following:

The People of the State of Michigan enact, That the sum of three thousand dollars is hereby appropriated out of any funds in the State Treasury, not otherwise appropriated, for the year 1859, and the sum of three thousand dollars for each year thereafter; and the same shall be apportioned, distributed and paid annually for military purposes, according to and in pursuance of the provisions of this bill.

Strike out section 8, and insert in lieu thereof the accompanying section marked section 8; and so amended, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman*.

The report was accepted and the committee discharged.

The amendments were concurred in.

Mr. Woolnough moved the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill to provide a military fund in aid of the volunteer uniformed militia,

Was read a third time by its title, and passed, a majority of all the members elect voting in favor of its passage, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perkins,
Beers,	Fowler,	Phelps,
Besson,	Frisbee,	Pratt,
G. W. Brown,	Gies,	Raymond,
Benj. Brown,	Gleasner,	Reeves,
S. F. Brown,	Goodwin,	Richards,
A. W. Buel,	Grace,	Richardson,
Childs,	Green,	Robison,
Clark,	Greenfield,	Smith,
Campau,	Kelsey,	E. H. Thomson,
Connor,	McMahon,	Warner,
Dalton,	McDermott,	Watkins,
Davids,	McKinley,	Wendell,
Dickey,	Miles,	Woolnough,
Driggs,	Monroe,	Speaker,
Fallass,		44

NAYS.

Mr. Baldwin,	Mr. Gage,	Mr. Newton,
Beebe,	Gilluly,	Reynolds,
Brooks,	Kelley,	Sessions,
H. S. Buel,	Kore,	Sharpe,
Bush,	Lane,	Starkweather
Carr,	Mitchell,	Thomas,
Carpenter,	Mussey,	R. Thompson,
Daniells,	Mulholland,	Wallace,
Enos,	Newman,	Wilkerson, 27

Title agreed to.

By the committee on State Affairs:

Your committee, to whom was referred a bill to provide for the drainage and reclamation of the swamp lands in township six north of ranges thirteen and fourteen west, and to aid the township of Holland in the improvement of the harbor at the mouth of North Black River, in said township, respectfully report: That they have had the same under consideration, and, judging from the best information within reach of your committee, they believe that the said lands are, in their present state, utterly valueless to the State, being entirely covered with water, and so situated, in a low, flat country, that it will require a large outlay of labor to drain and reclaim them; that it

would be unprofitable and unwise to have the State or County undertake to drain or reclaim said lands; that in view of the peculiar situation of the people of the township of Holland and adjoining townships in relation to said lands, being subject to all the inconvenience of being surrounded by a wet and marshy tract of land, which tends to prevent the ingress and egress of said people in their dealings and communications with the rest of mankind. And also in view of the immense outlay of labor and money incurred by the said people in the immediate vicinity of the said land, in making and excavating the canal to connect Lake Michigan with Black Lake, around and in the vicinity of which last named lake the said land is situated, the making said canal by a comparatively poor people is, considering all the circumstances of the case, the most gigantic work ever undertaken in our State, the cost of said work having been heretofore estimated by United States officers at over one hundred thousand dollars.

To aid and assist in completing said canal, thereby creating one of the best harbors in the world, where a good and safe harbor is needed as much as at any other place in the world, it being well known that of all our great lakes, no one of them needs more than this a place of refuge to which the fleets of vessels navigating its waters might retreat and remain in safety during the terrible storms that devastate and destroy the commerce of said lake.

In the opinion of your committee, a people numbering 6,000 persons, men, women and children, who are capable of initiating and completing a gigantic work like the canal alluded to, are not only entitled to credit, but to material aid; therefore, your committee recommend that said bill do pass; thereby, securing the improvement of the country, transforming a pestilential morass into verdent fields and fruitful gardens, from which those colonists may move and gather a bountiful and rich harvest instead of miasma,

ague, disease and death; and ask to be discharged from the further consideration of the subject.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

Mr. Woolnough moved that the bill be placed on its final passage;

Which was adopted.

The bill, entitled

A bill to provide for the drainage and reclamation of the swamp lands in township six north, of range 14 and 15 west, and to aid the township of Holland in the improvement of the harbor at the mouth of North Black river, in said township,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Newman,
	Baldwin,		Ferris,		Newton,
	Beebe,		Fowler,		Perry,
	Beers,		Frisbee,		Perkins,
	Beeson,		Gage,		Reeves,
	Brewster,		Gilluly,		Reynolds,
	Brooks,		Glessner,		Richards,
	G. W. Brown,		Goodwin,		Richardson,
	Benj. Brown,		Grace,		Robison,
	S. F. Brown,		Green,		Sessions,
	H. S. Buel,		Kelley,		Sharpe,
	Bush,		Kelsey,		Starkweather,
	Bushnell,		Kore,		E. H. Thomson,
	Carpenter,		Lane,		R. Thompson,
	Childs,		Loomis,		Wallace,
	Clark,		McMahon,		Watkins,
	Dalton,		McKinley,		Wendell,
	Daniells,		Miles,		Wilkerson,
	Davids,		Mitchell,		Woolnough,
	Dickey,		Monroe,		Wixson,
	Driggs,		Mussey,		Speaker,
	Dunbar,		Mulholland,		64

NAYS.

The title was agreed to, and the bill ordered to take immediate effect.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill for laying out and establishing a State road from Boyce's Landing, so called, on Lake Michigan, to the St. Joseph River,

Beg leave to report, that they have had the same under consideration and have directed their chairman to report the same back to the House, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend an act entitled an act to establish a State road between East Saginaw and Bay City, approved Feb. 17, 1857,

Respectfully report that they have had the same under consideration, and instructed me to report the same back to the House, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 74, entitled

A bill for the amendment of the act incorporating the Mich. C. R. R. Co., approved March 26th, 1846,

Beg leave respectfully to report that on examination they find said bill asks for no grant of new powers, but simply for a restriction of certain powers already conferred by act No. 139, of session laws of 1855, on the directors of said company, who by the terms of this bill are required, before they shall exercise them, to obtain the assent of the stockholders or of a majority of them.

There is also incorporated by the bill a provision by which it is declared that nothing in this act contained shall be deemed to confer any power on said company not already existing by virtue of some express provision by law.

This guards the bill against anything like a grant of new power by implication, and your committee therefore unite in a recommendation that the bill do pass.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

Mr. McMahon moved that the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill for the amendment of the act incorporating the Michigan Central Railroad Company, approved March 26, 1846,

Was read a third time and passed, two thirds of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Perry,
Beebe,	Ferris,	Perkins,
Beeson,	Gage,	Phelps,
Brewster,	Gies,	Pratt,
Brooks,	Gilluly,	Raymond,
G. W. Brown,	Glessner,	Reeves,
Benj. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Richardson,
A. W. Buel,	Greenfield,	Robison,
H. S. Buel,	Kelley,	Sharpe,
Bush,	Kelsey,	Starkweather,
Bushnell,	Kore,	Thomas,
Carr,	Lane,	E. H. Thomson,
Carpenter,	Loomis,	R. Thompson,
Childs,	McMahon,	Wallace,
Campau,	McKinley,	Warner,
Connor,	Mitchell,	Watkins,
Dalton,	Monroe,	Wendell,
Daniells,	Mussey,	Wilkerson,
Davids,	Mulholland,	Woolnough,
Dickey,	Newman,	Wixson,
Driggs,	Newton,	Speaker,
Dunbar,		67

NAYS.

Mr. Beers,	Mr. Fallass,	Mr. Miles,
Clark,	Fowler,	5

Title agreed to.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means:

The committee of ways and means, to whom was referred

A bill to autnorize fractional school districts No. 1, of Vassar, and No. 2, of Tuscola, to issue bonds,

Have had the same under consideration, and instructed me to re-

port the same back without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

CHAS. DICKEY, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill relative to brokers and exchange dealers,

Have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman.*

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act to incorporate the village of Hillsdale,

Report that they have duly considered the same, and recommend it do pass without amendments, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

By the committee on education:

The committee on education, to whom was referred

A bill to establish graded and high schools,

Report that they have had the same under consideration, and herewith respectfully report them back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on education:

The committee on education to whom was referred

A bill to amend section 107, of chapter 58, of the revised statutes of 1846,

Respectfully report that they have given the subject a careful consideration, and report the same back to the House with amendment, and recommend that the same do pass, and ask to be discharged from the further consideration thereof.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sessions,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 10, being

A bill in relation to mortgages against preferred stock, and the delivery of goods by railway companies,

Report they have had the subject under consideration, and a majority of the committee have instructed me to report the same back without amendment, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

For the Committee,

GEO. W. ALLEN.

The report was accepted and the committee discharged.

Mr. Loomis moved that the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill in relation to mortgages against preferred stock in, and the delivery of goods by, railway companies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Driggs,	Mr. Monroe,
Bancroft,	Enos,	Mussey,
Beebe,	Fallass,	Newman,
Beers,	Ferris,	Newton,
Brooks,	Gies,	Perry,
G. W. Brown,	Gilluly,	Perkins,
Benj. Brown,	Gleesner,	Phelps,
S. F. Brown,	Goodwin,	Pratt,
A. W. Buel,	Grace,	Reeves,
H. S. Buel,	Greenfield,	Reynolds,
Bush,	Kelley,	Richardson,

Carr,	Lane,	Robison,
Childs,	Loomis,	Smith,
Connor,	McMahon,	E. H. Thomson,
Daniells,	McKinley,	Warner,
Davids,	Mitchell,	Speaker, 48

NAYS.

Mr. Brewster,	Mr. Gage,	Mr. Thomas,
Bushnell,	Green,	R. Thompson,
Carpenter,	Miles,	Wallace,
Clark,	Mulholland,	Watkins,
Campau,	Raymond,	Wendell,
Dalton,	Richards,	Wilkerson,
Dickey,	Sessions,	Woolnough,
Fowler,	Sharpe,	Vixson,
Frisbee,		25

Title agreed to.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

A joint resolution for the relief of Jared Hoadley,

Have had the same under consideration, and respectfully report it back, and recommend that it do pass.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading;

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to repeal an act for the better protection of the public lands, and to punish the cutting and carrying away timber therefrom,

Respectfully report, that they have had the same under consideration, and recommend the passage thereof.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on federal relations:

The committee on federal relations to whom was referred

Joint resolution relative to postage,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back

without amendment and recommend that it do pass, and ask to be discharged from the further consideration thereof.

JOHN GILLULY, *Chairman.*

Report accepted, and committee discharged.

Mr. S. F. Brown moved that the joint resolution be placed on its final passage.

Which was adopted.

The joint resolution, being

A joint resolution relative to postage,

Was read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. Miles,
Baldwin,	Driggs,	Mitchell,
Bancroft,	Dunbar,	Monroe,
Beebe,	Enos,	Mussey,
Brewster,	Ferris,	Newman,
Brooks,	Fowler,	Newton,
G. W. Brown,	Gage,	Perry,
Benj. Brown,	Gies,	Pratt,
S. F. Brown,	Gilluly,	Reynolds,
A. W. Buel,	Glessner,	Richards,
Bush,	Goodwin,	Richardson,
Bushnell,	Grace,	Sessions,
Carr,	Green,	Sharpe,
Carpenter,	Greenfield,	Thomas,
Childs,	Kelley,	E. H. Thomson,
Clark,	Kore,	Wallace,
Connor,	Lane,	Woolnough,
Dalton,	Loomis,	Wixson,
Daniells,	McMahon,	Speaker,
Davids,	McKinley,	59

NAYS.

Mr. R. Thompson, 1

Title and preamble agreed to.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill entitled an act to organize the township of Portsmouth in the county of Bay,

Ask leave to report the same back to the House without amendment recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

REPORTS OF SELECT COMMITTEES.

By the select committee on salt springs:

Your select committee to whom was referred sundry petitions praying your honorable body to take into consideration the propriety of passing some "act or acts" relative to the opening of the salt springs of the State and the manufacturing of salt, *respectfully* report they have had the subject under consideration, and owing to the press of other business have not had time to give it that attention which its importance demands—your committee are fully convinced that the State of Michigan, can and ought to export rather than import salt. She has within herself all the requisite elements, and we are of the opinion that no single enterprise could be promulgatted within the State that would conduce more to enrich her and her people, than the speedy development of the saline waters which underlie the Southern Peninsula. We venture to say that salt can be as successfully made in this State as any State of the Union, and we see no reason why our State cannot supply the whole west with that indispensable article.

In the year 1842 the manufacturing of salt was commenced at Grand Rapids, by the Hon. Lucius Lyon. The work was prosecuted by him and his successors until the year 1847, making from one well 80 to 130 bushels per day. The well was 461 feet deep, but no saline water was found below the depth of 320 feet. The salt rock was struck at a depth of 250 feet.

In taking up the tubes to make some repairs after having been in use five years, the well caved in—so they were unable to replace the tubes—thus ended salt making at Grand Rapids.

Doctor Houghton estimated that it would require but sixty-five gallons of the water to make a bushel of salt,

but as the well passed through a cavity in the rock, and as the conducting tube was defective, the brine was much diluted by an infusion of fresh water, and it required 280 gallons to produce a bushel of salt. In consideration of what has been done on a limited scale, with limited experience, your committee cannot but conclude that if the business should be prosecuted on a scale co-extensive with its importance, that a quantity sufficient to supply the demand of our own State could be made, and a large surplus for exportation; thereby bringing into the State a large amount of wealth. In addition to the inexhaustible supply of saline water in the Grand River Valley, we are advised that large deposits are to be found in the valley of the Saginaw river, and in other portions of the State.

Your committee would recommend a liberal policy on the part of the State, looking to the development of her own resources. To that end we would commend to your consideration two bills which are now before the Senate, a copy of which is on the tables of members of this House.

All of which is respectfully submitted for your consideration.

GEO. W. ALLEN, *Chairman.*

Report accepted.

On motion of Mr. E. H. Thomson,

Five hundred extra copies were ordered printed.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 9, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives, the following:

A bill to make an appropriation to aid the Michigan State Agricultural Society;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of

all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on ways and means.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. McMahon moved that the committee of the whole be discharged from the further consideration of House bill No. 110, being

A bill to punish for fraudulently removing and embezzling property under chattel mortgage;

Which was adopted.

Mr. McMahon moved that the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill to punish for fraudulently removing, or embezzling property, under chattel mortgage,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perry,
Baldwin,	Frisbee	Perkins,
Bancroft,	Gage,	Phelps,
Beebe,	Gies,	Pratt,
Beers,	Gilluly,	Raymond,
Beeson,	Gleesner,	Reeves,
Brewster,	Goodwin,	Reynolds,
Brooks,	Grace,	Richards,
G. W. Brown,	Greenfield,	Robison,
Benj. Brown,	Kelley,	Sessions,
S. F. Brown,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bush,	Lane,	Starkweather,
Carpenter,	Loomis,	E. H. Thomson,
Childs,	McMahon,	R. Thompson,
Clark,	McKinley,	Wallace,
Connor,	Mitchell,	Warner,
Daniells,	Monroe,	Watkins,
Davids,	Mussey,	Wilkerson,
Driggs,	Mulholland,	Woolnough,
Dunbar,	Newman,	Wixson,
Enos,	Newton,	Speaker,
Fallass,		67

NAYS.

Mr. Carr, Mr. Thomas, 6

Title agreed to.

Mr. Kelly, by unanimous consent, introduced

A bill to authorize the formation of companies for the detection and apprehension of horse thieves, and other fellons, and defining their powers;

Which was read twice, and referred to the committee on judiciary.

Mr. McMahon moved that the committee of the whole be discharged from the further consideration of House joint resolution No. 11, being

A joint resolution to encourage emigration;

Which was not adopted.

Mr. McMahon moved that the committee of the whole be discharged from the further consideration of the bills and resolutions upon the general order;

Which was adopted.

On motion of Mr. Woolnough,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock, P. M.

House met, and was called to order by the Speaker.

Roll called: quorum present.

By unanimous consent, the following report was presented:

The committee of ways and means to whom was referred

A bill to make an appropriation to aid the Michigan State Agricultural Society,

Have had the same under consideration, and directed their chairman to report the same back without amendment and recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Ch'n.*

The report was accepted, and the committee discharged.

Mr. Dickey moved that the bill be placed on its final passage.

Which was adopted.

The bill, being

A bill to make an appropriation to aid the Michigan State Agricultural Society,

By unanimous consent,

Mr. McMahon moved to strike out "five" in the bill.

Which was not adopted.

The bill was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Goodwin,	Mr. Pratt,	
Beeson,	Green,	Raymond,	
S. F. Brown,	Greenfield,	Richards,	
Bush,	Kelley,	Richardson,	
Bushnell,	Kore,	Sessions,	
Carr,	Loomis,	Sharpe,	
Carpenter,	McKinley,	E. H. Thomson,	
Childs,	Miles,	R. Thompson,	
Connor,	Mitchell,	Wallace,	
Davids,	Monroe,	Warner,	
Dickey,	Newman,	Wendell,	
Driggs,	Newton,	Woolnough,	
Fowler,	Perry,	Wixon,	
Frisbee,	Perkins,	Speaker,	
Gage,	Phelps,		44

NAYS.

Mr. Allen,	Mr. McMahon,	Mr. Reeves,	
Clark,	McDermott,	Watkins,	
Lane,	Mulholland,	Wilkerson,	9

Title agreed to.

And by a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House resumed the order of business under the head of

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Loomis moved that the committee of the whole be discharged from the further consideration of House bill No. 91, being

A bill to amend secs. 20 and 28 of the compiled laws of the State of Michigan relative to the State Prison, &c.,

Which was adopted.

Mr. Loomis moved to amend by adding to section 3 the following:

"And the inspectors are hereby authorized and empowered to make such modifications and alterations in existing contracts whereby the State may have such lien on the present contractors, with the consent of the parties thereto."

Pending which,

On motion of Mr. McMahon,

The bill was recommitted to the committee on banks and incorporations.

Mr. Loomis moved that the committee of the whole be discharged from the further consideration of House bill No. 106, being

A bill to make an appropriation for building 160 cells in the east wing of the State prison, &c.;

Which was adopted.

Mr McMahon moved to strike out in line 1, section 1, the word "thirty five," and insert "twenty-seven."

Mr. S. F. Brown called for a division of the question.

The question being on striking out, the same was adopted.

Mr. Monroe moved to insert "twenty-five."

The motion to insert "twenty-seven" was adopted.

Mr. McDermott moved to amend section 1, line 3, by inserting the following: "provided, however, that said prison can be so constructed as to prevent the escape of any prisoner confined therein;"

Which motion was not adopted.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Allen,	Mr. Kelley,	Mr. Reynolds,
Benj. Brown,	Kelsey,	Richards,
S. F. Brown,	Kore,	Richardson,
Carpenter,	Lane,	Robison,
Clark,	Loomis,	Sharpe,
Dickey,	McMahon,	Starkweather,
Driggs,	McKinley,	E. H. Thomson,
Enos,	Monroe,	R. Thompson,
Fallass,	Mussey,	Wallace,
Ferris,	Mulholland,	Warner,
Fowler,	Newman,	Watkins,
Gage,	Newton,	Wendell,
Gilluly,	Perry,	Wilkerson,
Goodwin,	Phelps,	Woolnough,
Grace,	Pratt,	Wixson,
Green,	Raymond,	Speaker,
Greenfield,		49

NAYS.

Mr. Beers,	Mr. Dalton,	Mr. Frisbee,
Brooks,	Davids,	Gies,
H. S. Buel,	Dunbar,	McDermott,
Bush,		10

Title agreed to.

On motion of Mr. Goodwin,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Mussey moved that the committee of the whole be discharged from the further consideration of House bill No. 92,

A bill to amend an act entitled an act to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage.

Which was adopted.

Mr. Reeves moved that the bill be indefinitely postponed.

Mr. Lane called for the yeas and nays.

Which call was seconded,

And the motion to indefinitely postpone was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Campau,	Mr. McDermott,
Beers,	Dalton,	McKinley,
Beeson,	Dunbar,	Pratt,
A. W. Buel.	Frisbee,	Reeves,
H. S. Buel,	Gies,	E. H. Thomson,
Carpenter,	Grace,	Warner,
Clark,	Greenfield,	20

NAYS.

Mr. Brewster,	Mr. Glessner,	Mr. Perkins,
Brooks,	Goodwin,	Phelps,
Benj. Brown,	Green,	Raymond,
S. F. Brown,	Kelley,	Reynolds,
Bush,	Kelsey,	Richards,
Carr,	Kore,	Robison,
Childs,	Lane,	Sessions,
Connor,	Loomis,	Sharpe,
Daniells,	McMahon,	Starkweather,
Davids,	Miles,	Thomas,
Dickey,	Mitchell,	R. Thompson,
Enos,	Monroe,	Wallace,
Fallass,	Mussey,	Watkins,
Ferris,	Mulholland,	Wendell,
Fowler,	Newman,	Wilkerson,
Gage,	Newton,	Woolnough,
Gilluly,	Perry,	Speaker, 51

Pending the announcement of the vote,

Mr. Perry moved that Mr. David be excused from voting.

Which was not adopted.

Mr. Reeves moved to strike out line 4 sec. 1.

Which was not adopted.

Mr. Gies moved to strike out sections 22 and 23.

Which was not adopted.

Mr. McDermott moved to strike out all after the enacting clause.

Which was not adopted.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Goodwin,	Mr.	Richards,
	Brewster,		Green,		Richardson,
	Benj. Brown,		Kelley,		Robison,
	S. F. Brown,		Kelsey		Sessions,
	Bush,		Lane,		Sharpe,
	Carr,		McMahon,		Starkweather,
	Childs,		Miles,		Thomas,
	Dickey,		Mitchell,		R. Thompson,
	Enos,		Mussey,		Wallace,
	Fallass,		Newman,		Watkins,
	Fowler,		Newton,		Wilkerson,
	Gage,		Perry,		Woolnough,
	Gilluly,		Perkins,		Speaker,
	Gleasner,		Reynolds,		43

NAYS.

Mr.	Beers,	Mr.	Dunbar,	Mr.	Monroe,
	Beeson,		Ferris,		Mulholland,
	A. W. Buel,		Frisbee,		Phelps,
	H. S. Buel,		Gies,		Pratt,
	Carpenter,		Grace,		Reeves,
	Clark,		Greenfield,		Smith,
	Campau,		Kore,		E. H. Thomson,
	Connor,		Loomis,		Warner,
	Dalton,		McDermott,		Wendell,
	Davids,		McKinley,		29

Mr. McMahon moved that the vote just taken, be reconsidered;

Which was adopted.

By unanimous consent,

Mr. McMahon moved to insert the word "himself," in section 1, line 2, after the word "by;"

Which was adopted.

The question recurring on the passage of the bill,

It was passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Glessner,	Mr. Perkins,
Baldwin,	Goodwin,	Phelps,
Brewster,	Green,	Reynolds,
Brooks,	Kelley,	Richards,
Benj. Brown,	Kelsey,	Robison,
S. F. Brown,	Kore,	Sessions,
Bush,	Lane,	Sharpe,
Childs,	McMahon,	Starkweather,
Daniells,	Miles,	Thomas,
Enos,	Mitchell,	R. Thompson,
Fallass,	Mussey,	Watkins,
Fowler,	Newman,	Wilkerson,
Gage,	Newton,	Woolnough,
Gilluly,	Perry,	Speaker, 42

NAYS.

Mr. Beers,	Mr. Driggs,	Mr. Monroe,
A. W. Buel,	Dunbar,	Mulholland,
H. S. Buel,	Ferris,	Pratt,
Bushnell,	Frisbee,	Reeves,
Carr,	Gies,	Richardson,
Carpenter,	Grace,	Smith,
Clark,	Greenfield,	E. H. Thomson,
Connor,	Loomis,	Warner,
Dalton,	McDermott,	Wendell,
Davids,	McKinley,	29

Title agreed to.

Mr. Childs moved to discharge the committee of the whole from the further consideration of House bill No. 89, the same being

A bill authorizing the commissioner of highways of townships to establish water courses, and locate ditches, in certain cases;

Which was adopted.

Sundry amendments were made to the bill, and the same was ordered engrossed for a third reading.

Mr. Childs moved that the bill be placed on its final passage;

Which motion was adopted.

Mr. McMahon moved that the bill be read a third time by its title;

Which was adopted.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Glessner,	Mr. Raymond,
Baldwin,	Grace,	Reeves,

Brooks,	Green,	Reynolds,
S. F. Brown,	Greenfield,	Richards,
A. W. Buel,	Kelley,	Richardson,
H. S. Buel,	Kore,	Robison,
Bush,	Lane,	Sessions,
Carpenter,	Loomis,	Sharpe,
Childs,	McMahon,	Smith,
Clark,	McDermott,	Starkweather,
Connor,	McKinley,	E. H. Thomson,
Davids,	Mitchell,	R. Thompson,
Dickey,	Mussey,	Wallace,
Driggs,	Mulholland,	Warner,
Dunbar,	Newman,	Watkins,
Fallass,	Newton,	Wendell,
Ferris,	Perry,	Wilkerson,
Fowler,	Perkins,	Woolnough,
Gage,	Phelps,	Wixson,
Gilluly,	Pratt,	Speaker, 60

NAYS.

Mr.	Benj. Brown,	Mr.	Dalton,	Mr.	Gies,
	Bushnell,		Enos,		Kelsey,
	Campau,		Frisbee,		Thomas, 9

Title agreed to.

Mr. Buel moved to take from the table Senate bill No. 88, to provide for dividing the county of Wayne.

Mr. Starkweather moved to indefinitely postpone the motion to take the bill from the table.

Mr. Kore demanded the previous question;

Which was ordered by the House.

Mr. A. W. Buel called for the yeas and nays.

The call was seconded, and the motion to indefinitely postpone was not adopted, by yeas and nays as follows:

YEAS.

Mr.	Carr,	Mr.	Gilluly,	Mr.	Raymond,
	Childs,		Kelley,		Reynolds,
	Campau,		Lane,		Starkweather,
	Connor,		McDermott,		Thomas,
	Daniells,		Miles,		R. Thompson,
	Davids,		Mulholland,		Wallace,
	Dickey,		Newton,		Watkins,
	Fallass,		Perkins,		Wilkerson,
	Fowler,		Phelps,		26

NAYS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Newman,
	Baldwin,		Frisbee,		Perry,

Brewster,	Gage,	Reeves,	
Brooks,	Gleasner	Richards,	
S. F. Brown,	Goodwin,	Richardson,	
A. W. Buel,	Grace,	Robison,	
H. S. Buel,	Green,	Sessions,	
Bush,	Greenfield,	Sharpe,	
Bushnell,	Kelsey,	Smith,	
Carpenter,	Kore,	E. H. Thomson,	
Clark,	McKinley,	Warner,	
Driggs,	Monroe,	Wixson,	
Dunbar,	Mussey,	Speaker,	39

The House took a recess until 7 o'clock this evening.

EVENING SESSION.

7 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called, and a quorum present.

The House resumed the question pending; the same being Senate bill No. 88, entitled

A bill to provide for dividing the county of Wayne, and for organizing a new county to be known as the county of Washington.

The previous question having been ordered,

The bill was not passed, a majority of all the members elect not voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,	
Baldwin,	Ferris,	Perry,	
Bancroft,	Gage,	Pratt,	
Beeson,	Goodwin,	Richards,	
Brewster,	Green,	Sessions,	
Brooks,	Greenfield,	Sharpe,	
H. S. Buel,	Kelsey,	Smith,	
Bushnell,	Kore,	E. H. Thomson,	
Carpenter,	McMahon,	Warner,	
Clark,	McKinley,	Woolnough,	
Dalton,	Monroe,	Speaker,	
Driggs,			34

NAYS.

Mr. Beers,	Mr. Fallass,	Mr. Phelps,	
Benj. Brown,	Fowler,	Raymond,	
S. F. Brown,	Frisbee,	Reynolds,	
A. W. Buel,	Gilluly,	Richardson,	
Bush,	Grace,	Robison,	
Carr,	Kelley,	Starkweather	
Childs,	Lane,	Thomas,	

Campau,	McDermott,	R. Thompson,
Conner,	Mitchell,	Wallace,
Daniells,	Mulholland,	Watkins,
Davids,	Newton,	Wilkerson,
Enos,	Perkins,	Wixson, 36

Pending the announcement of the vote,

Mr. Benj. Brown moved that Mr. Daniells be excused from voting.

Which was not adopted.

Mr. Perry moved that Mr. Carr be excused from voting.

Which was not adopted.

Mr. Childs moved that Mr. Driggs be excused from voting;

Which was not adopted.

Mr. A. W. Buel moved to reconsider the vote taken upon the passage of the bill, and to lay that motion on the table.

On the motion to lay upon the table, Mr. A. W. Buel called for the yeas and nays.

The call was seconded;

And the motion to lay upon the table was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Daniells,	Mr. Newman,
Baldwin,	Dunbar,	Pratt,
Bancroft,	Gage,	Sharpe,
Brooks,	Greenfield,	Smith,
Benj. Brown,	Kelley,	E. H. Thomson,
S. F. Brown,	Kelsey,	Warner,
A. W. Buel,	Kore,	Wootnough,
H. S. Buel,	McMahon,	Speaker,
Clark,	McKinley,	26

NAYS.

Mr. Beers,	Mr. Frisbee,	Mr. Raymond,
Bush,	Goodwin,	Reynolds,
Bushnell,	Grace,	Richardson,
Carr,	Green,	Robison,
Carpenter,	Lane,	Sessions,
Childs,	McDermott,	Starkweather,
Campau,	Monroe,	R. Thompson,
Connor,	Mulholland	Wallace,
Davids,	Newton,	Watkins,
Enos,	Perry,	Wilkerson,
Fallass,	Perkins,	Wixson,
Fowler,	Phelps,	35

The question recurring upon the motion to reconsider, the same was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newman,
Baldwin,	Frisbee,	Perry,
Bancroft,	Gage,	Pratt,
Beeson,	Gleasner,	Reeves,
Brewster,	Goodwin,	Richards,
Brooks,	Green,	Robison,
Benj. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bushnell,	McMahon,	E. H. Thomson,
Clark,	McKinley,	Warner,
Driggs,	Monroe,	Woolnongh,
Dunbar,	Mussey,	Speaker, 89

NAYS

Mr. Beers,	Mr. Fallass,	Mr. Phelps,
S. F. Brown,	Fowler,	Raymond,
Bush,	Gilluly,	Reynolds,
Carr,	Grace,	Richardson,
Carpenter,	Kelley,	Starkweather,
Childs,	Lane,	Thomas,
Campau,	McDermott,	R. Thompson,
Connor,	Miles,	Wallace,
Danielle,	Mulholland,	Watkins,
Davids,	Newton,	Wilkerson,
Dickey,	Perkins,	Wixson,
Enos,		34

The question recurring upon the passage of the bill, a majority of all the members elect not voting for the same, it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Mussey,
Baldwin,	Ferris,	Newman,
Bancroft,	Frisbee,	Perry,
Beeson,	Gage,	Pratt,
Brewster,	Gleasner,	Reeves,
Brooks,	Goodwin,	Richards,
A. W. Buel,	Green,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bushnell,	Kelsey,	Smith,
Carpenter,	Kore,	E. H. Thomson,
Clark,	McMahon,	Warner,
Dalton,	McKinley,	Woolnough,
Driggs,	Monroe,	Speaker, 39

NAYS

Mr. Beers,	Mr. Fallass,	Mr. Raymond,
Benj. Brown,	Fowler,	Reynolds,

S. F. Brown,	Gilluly,	Richardson,
Bush,	Grace,	Robison,
Carr,	Kelley,	Starkweather,
Childs,	Lane,	Thomas,
Campau,	McDermott,	R. Thompson,
Connor,	Miles,	Wallace,
Daniells,	Mulholland,	Watkins,
Davids,	Newton,	Wilkerson,
Dickey,	Perkins,	Wixson,
Enos,	Phelps,	25

Mr. A. W. Buel gave notice of his intention to move a reconsideration of the vote just taken on to-morrow.

Mr. A. W. Buel asked and obtained unanimous consent to introduce

A bill to amend section 3, chapter 9, of an act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857;

Which was read twice, and referred to the committee on ways and means.

Mr. Loomis, by unanimous consent, introduced the following:

The committee upon banks and incorporations, to whom was referred House bill No. 91, being

A bill to amend sections 20 and 28, of chapter 202, compiled laws of the State of Michigan, relative to State Prison, &c.,

With instructions, would respectfully report, that they herewith submit the bill, with the amendments ordered by the House, and as amended, recommend its passage, and ask to be discharged.

Report accepted and committee discharged.

The amendments were concurred in, and the bill ordered engrossed for a third reading.

By unanimous consent, the Speaker announced the following

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 10, 1859.

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to provide for the drainage and reclamation of swamp lands by means of State roads and bridges.

Which has passed the Senate by a majority vote of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very Respectfully,

A. R. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on public lands.

Mr. Monroe called for the special order of the day.

The House took up the

SPECIAL ORDER,

The same being

Joint resolution proposing amendments to the constitution in respect to the right of suffrage;

And also,

Joint resolution in relation to granting licenses.

Mr. Gilluly moved that leave of absence be granted to Mr. Massey for the evening;

Which was not adopted.

The House having under consideration

A joint resolution proposing an amendment to the constitution in respect to the right of suffrage,

Mr. Monroe moved that the joint resolution be indefinitely postponed.

Mr. Dickey demanded the previous question;

Which was ordered.

And the motion to indefinitely postpone was adopted by yeas and nays as follows:

YEAS.

Mr. Bancroft,	Mr. Dunbar,	Mr. Pratt,
Beers	Fowler,	Raymond,
Beeson,	Frisbee,	Reeves,
A. W. Buel,	Gage,	Richards,
H. S. Buel,	Gies,	Richardson,
Bush,	Grace,	Smith,
Bushnell,	Greenfield,	E. H. Thomson,
Carpenter,	Kore,	Wallace,
Campau,	McDermott,	Warner,
Connor,	McKinley,	Wendell,
Dalton,	Monroe,	Wilkerson,
Davids,	Mulholland,	Wixson,
Dickey,	Perkins.	Speaker, 39

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Baldwin,	Gilluly,	Reynolds,
Brewster,	Gleesner,	Robison,
Brooks,	Goodwin,	Sessions,
Benj. Brown,	Kelsey,	Sharpe,

95

S. F. Brown,	Lane,	Starkweather,
Carr,	Loomis,	Thomas,
Childs,	McMahon,	R. Thompson,
Daniells,	Newman,	Watkins,
Driggs,	Newton,	Woolnough,
Enos,		31

Mr. McMahon, by unanimous consent, gave notice that he would at some future day ask leave to introduce

A joint resolution proposing an amendment of section one of article seven of the constitution, by inserting therein, after the words "and not member of any tribe," the following: "and every male inhabitant of African descent who is the owner in fee of unencumbered real estate within this State of the value of two hundred dollars."

The House having under consideration

A joint resolution for the amendment of the constitution concerning the granting of licences,

Mr. Childs moved that the joint resolution be indefinitely postponed.

Mr. Gilluly demanded the previous question;

Which was ordered.

And the motion to indefinitely postpone, was adopted, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gage,	Mr. Perry,
Brewster,	Gilluly,	Perkins,
Brooks,	Glessner,	Reynolds,
Benj. Brown,	Goodwin,	Richards,
Childs,	Greenfield,	Robison,
Clark,	Kelley,	Sessions,
Daniells,	Kelsey,	Sharpe,
Dickey,	Lane,	Starkweather,
Driggs,	Loomis,	R. Thompson,
Enos,	McMahon,	Wallace,
Fallass,	Monroe,	Watkins,
Ferris,	Newman,	Wilkerson,
Fowler,	Newton,	38

NAYS.

Mr. Allen,	Mr. Connor,	Mr. Pratt,
Bancroft,	Dalton,	Raymond,
Beers,	Davids,	Reeves,
Beeson,	Dunbar,	Richardson,
A. W. Buel,	Frisbee,	Smith,
H. S. Buel,	Gies,	Thomas,
Bush,	Grace,	E. H. Thomson,
Bushnell,	Kore,	Warner,

Carr,	McDermott,	Wendell,	
Carpenter,	McKinley,	Woolnough,	
Campau,	Mulholland,	Speaker,	33

Mr. Sessions moved to discharge the committee of the whole from the consideration of

House bill No. 120, entitled

A bill to amend certain sections of the primary school law.

On motion of Mr. Dickey,

The bill was recommitted to the committee on education.

THIRD READING OF BILLS.

House bill, entitled

A bill to prevent fishing with seines and every kind of nets in certain counties in the State of Michigan;

Was read a third time.

Whereupon,

Mr. Woolnough moved that the bill be indefinitely postponed;

Which was not adopted.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr.	Allen,	Mr.	Frisbee,	Mr.	Newton,
	Baldwin,		Grace,		Perry,
	Brewster,		Greenfield,		Perkins,
	Brooks,		Kelley,		Reynolds,
	S. F. Brown,		Kore,		Richards,
	Bushnell,		Lane,		Richardson,
	Carpenter,		Loomis,		Robison,
	Childs,		McDermott,		Sessions,
	Clark,		McKinley,		Sharpe,
	Dalton,		Miles,		Smith,
	Daniells,		Mitchell,		E. H. Thomson,
	Davids,		Monroe,		Watkins,
	Dickey,		Mulholland,		Wendell,
	Ferris,		Newman,		Speaker, 42

NAYS.

Mr.	Enos,	Mr.	R. Thompson,	Mr.	Wilkerson,
	Thomas,		Wallace,		Woolnough, 6

Joint resolution authorizing and requiring the Board of State Auditors to re-examine and adjust the accounts of Jonas H. Titus as building commissioner of the State Prison,

Was read a third time;

Whereupon,

Mr. McMahon moved to recommit the same to the committee on State Prison with instructions to strike out the words "and required;"

Which was not adopted.

The joint resolution was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Davids,	Mr. Monroe,
Baldwin,	Dickey,	Newman,
Beebe,	Dunbar,	Perry,
Beers,	Ferris,	Perkins,
Beeson,	Frisbee,	Pratt,
Brooks,	Gies,	Raymond,
A. W. Buel,	Glessner,	Reeves,
H. S. Buel,	Goodwin,	Richardson,
Bush,	Grace,	Sharpe,
Bushnell,	Greenfield,	Smith,
Carpenter,	Kelsey,	E. H. Thomson,
Clark,	McDermott,	Wixson,
Campau,	McKinley,	Speaker,
Connor,	Mitchell,	41

NAYS.

Mr. Brewster,	Mr. Gage,	Mr. Reynolds,
Benj. Brown,	Gilluly,	Richards,
S. F. Brown,	Kelley,	Robison,
Carr,	Kore,	Sessions,
Childs,	Lane,	Thomas,
Dalton,	Loomis,	R. Thompson,
Daniells,	McMahon,	Wallace,
Driggs,	Miles,	Warner,
Enos,	Mulholland,	Wilkerson,
Fowler,	Newton,	Woolnough, 30

Title agreed to.

House bill, entitled

A bill to finish the geological survey of the State,

Was read a third time;

Whereupon,

Mr. Reeves moved that the bill be indefinitely postponed.

Which motion, after discussion, was withdrawn, at the request of Mr. E. H. Thomson.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Baldwin,	Enos,	Perry,

Beeson,	Fallass,	Perkins,	
Brooks,	Ferris,	Pratt,	
Benj. Brown,	Fowler,	Raymond,	
S. F. Brown,	Frisbee,	Reeves,	
A. W. Buel,	Gies,	Richards,	
H. S. Buel,	Goodwin,	Robison,	
Bush,	Grace,	Sessions,	
Bushnell,	Green,	Sharpe,	
Carr,	Greenfield,	Smith,	
Carpenter,	Kelley,	Starkweather,	
Childs,	Kelsey,	E. H. Thomson,	
Clark,	Kore,	R. Thompson,	
Campau,	Lane,	Wallace,	
Connor,	Loomis,	Watkins,	
Dalton,	McMahon,	Wendell,	
Daniells,	McKinley,	Wilkerson,	
Davids,	Miles,	Woolnough,	
Dickey,	Mitchell,	Wixson,	
Driggs,	Monroe,	Speaker,	63

NAYS. 0.

Title agreed to.

On motion of Mr. E. H. Thomson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the following report was presented:

The committee on ways and means, to whom was referred

A bill to amend section 3, chapter 9 of an act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857,

Have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman.*

Report accepted and committee discharged.

Mr. Dickey moved that the bill be placed on its final passage.

Mr. A. W. Buel demanded the previous question.

Which was not ordered.

Mr. Starkweather moved to lay the bill upon the table,

Which was not adopted.

Mr. Campau moved that the House adjourn,

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Campau moved that the House adjourn,

Which was not adopted.

On motion of Mr. A. W. Buel,

The bill was placed on its final passage.

The bill, being

A bill to amend sec. 3, chap. 9, of an act entitled "an act to revise the charter of the city of Detroit," approved Feb. 5, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gies,	Mr. Perkins,
Beers,	Gleasner,	Pratt,
Beeson,	Goodwin,	Raymond,
A. W. Buel,	Grace,	Reynolds,
H. S. Buel,	Green,	Richardson,
Bush,	Greenfield,	Robison,
Bushnell,	Kelley,	Sessions,
Childs,	Kelsey,	Sharpe,
Campau,	Kore,	Smith,
Dalton,	Lane,	E. H. Thomson,
Dickey,	McMahon,	Warner,
Driggs,	McDermott,	Watkins,
Dunbar,	McKinley,	Wendell,
Ferris,	Monroe,	Woolnough,
Frisbee,	Newman,	Speaker,
Gage,	Perry,	47

NAYS.

Mr. Baldwin,	Mr. Enos,	Mr. Reeves,
Beebe,	Fowler,	Richards,
Benj. Brown,	Gilluly,	Starkweather,
S. F. Brown,	Loomis,	Thomas,
Carr,	Miles,	R. Thompson,
Carpenter,	Mitchell,	Wallace,
Connor,	Mulholland,	Wilkerson,
Davids,	Newton,	Wixson, 24

Pending the announcement of the vote,

Mr. Baldwin moved that Mr. Carr be excused from voting;

Which was not adopted.

Mr. Woolnough moved that Mr. Goodwin be excused from voting;

Which was not adopted.

Mr. Childs moved that Mr. Reynolds be excused from voting;

Which was not adopted.

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the committee on printing made the following report:

The committee on printing, to whom was referred

A bill to provide for a documentary history of Michigan,

Have had the same under consideration, recommend that the blank in section 2 be filled with the words "fifteen hundred," and that the bill do pass, and ask to be discharged from the further consideration thereof.

For Committee,

D. P. BUSHNELL.

The report was accepted, the committee discharged, the amendment concurred in, and the bill ordered engrossed for a third reading.

Mr. Daniells, by unanimous consent, introduced

A bill to lay out a State road from Saginaw city, in the county of Saginaw, to Alma, in the county of Gratiot,

Which was read twice and referred to the committee on towns and counties.

Mr. Carpenter, by unanimous consent, introduced

A bill to incorporate the village of Orion,

Which was read twice and referred to the committee on banks and incorporations.

On motion of Mr. E. H. Thomson,

The House adjourned till ten o'clock to-morrow morning.

Lansing, Friday, February 11, 1859.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Abbott.

Roll called: quorum present.

Absent on leave, Messrs. G. W. Brown and Felt.

PETITIONS PRESENTED.

By Mr. Campau: petition of Wm. Barclay and 34 others, for an amendment to the charter of Detroit;

Also, petition of G. Goldsmith and 60 others, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Daniells: petition of G. W. Sutton and 35 others, citizens of Gratiot and Saginaw counties, praying for a State road from St. Louis to Tittabawassee river, on a line of Saginaw city;

Referred to the committee on roads and bridges.

By Mr. Kelsey: petition of Jonathan Stewart, E. A. Gould, and 100 others, asking for a grant of certain swamp lands to Wm. S. Mead, of the county of Shiawassee;

Referred to the committee on public lands.

By Mr. Carr: petition of Charles Burch and 19 others, praying for the passage of the Senate bill now before the Legislature, amending that portion of the charter of the city of Detroit, relating to assessment of taxes in said city;

Also, petition of T. H. Hinchman and 34 others, for the same purpose;

Also, petition of Nelson Truckey and 32 others, of the city of Detroit, for the same purpose; also,

Petition of Samuel Ives and 38 others, of the city of Detroit, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Bancroft: petition of Geo. W. Burchell and 34 others, of the city of Detroit, for a law authorizing the election of ward assessors; also,

Petition of C. D. Turner and 55 others for the same purpose; also

Petition of Asa P. Moorman and 61 others for the same purpose; also,

Petition of J. Banning and 55 others for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Bush: remonstrance of David Whalen, A. Seaman, Thos. Mexfield and other citizens of Livingston county against restoring the death penalty;

Referred to the committee on judiciary.

By Mr. S. F. Brown: petition of Charles Fitzsimmons and 42 others, of the city of Detroit, for a law authorizing the election of ward assessors; also,

Petition of John Hull and 42 others for the same purpose; also,

Petition of W. Parker and 16 others, of the city of Detroit, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Dalton: petition of G. W. Johnson, D. Whitney and 30 others, of Cazenovia, praying that said township may be attached to the county of Newago;

Also, remonstrance of all the voters of Cazenovia against the organization of the county of Muskegon;

Referred to the committee on towns and counties.

By Mr. Gies: petition of John H. Green and 53 others, of the city of Detroit, for a law authorizing the election of ward assessors;

Also, petition of Thos. Palmer and 50 others, for the same purpose;

Also, petition of Alexander Patton and 32 others, for the same purpose;

Referred to the committee on banks and incorporations.

Also, remonstrance of S. C. Case and 27 others, against any alteration of the Detroit city limits, so far as to effect the ninth ward;

Referred to the same committee.

By Mr. Newton: petition of James A. Lee and 26 others, for a prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Ferris: petition of B. W. Hornbeck and 30 others, of the city of Detroit for amendments to the city charter;

Also, petition of Henry Hubbard and 54 others, for the same purpose;

Also, petition of E. S. Over and 15 others, for the same purpose;

Referred to the committee on banks and incorporations.

REPORTS OF STANDING COMMITTEES.

By the committee on education:

Your committee, to whom was referred House bill No. 120, being

A bill to amend certain sections of the primary school law,

Beg leave to report back the bill with the following amendments:

In line 1, section 1, insert "The People of the State of Michigan enact."

Sec. 66, line 7, strike out the entire line.

And with these amendments, recommend that the bill do pass.

For the Committee,

FOSTER PRATT.

Report accepted, and committee discharged, and the amendments concurred in.

On motion of Mr. Pratt,

The bill was placed on its final passage.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr	Ferris,	Mr.	Perry,
	Baldwin,		Fowler,		Perkins,
	Beers,		Gage,		Pratt,
	Beeson,		Gilluly,		Raymond,
	Brooks,		Greenfield,		Reynolds,
	Benj. Brown,		Kelley,		Richards,
	S. F. Brown,		Kore,		Robison,
	Carr,		Lane,		Sessions,
	Childs,		McDermott,		Sharpe,
	Daniells,		McKinley,		E. H. Thomson,
	Davids,		Miles,		R. Thompson,
	Dickey,		Monroe,		Warner,
	Driggs,		Mussey,		Watkins,
	Enos,		Newman,		Wixson,
	Fallass,		Newton,		Speaker, 45

NAYS.

Mr.	Bancroft,	Mr.	Connor,	Mr.	Green,
	Beebe,		Dalton,		Mulholland,
	Brewster,		Dunbar,		Reeves,
	H. S. Buel,		Frisbee		Starkweather,
	Bush,		Gies,		Thomas,
	Carpenter,		Gleasner,		Wilkerson,
	Clark,		Goodwin,		29

Title agreed to.

By the committee on ways and means:

The committee on ways and means, to whom was referred,

A bill to carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas and other States to reclaim the swamp lands within their limits, approved Sept. 28, 1850,

Have had the bill under consideration, and report the same back with the following amendments, in which the concurrence of the House is respectfully asked:

In section 9, lines 16, 17 and 18, strike out the word "Fremont" wherever it occurs, and insert the word "Alpena."

In sec. 13, lines 3 and 4, strike out the word "ten shillings per acre," and insert the words "per acre established by sec. 19 of this act."

In sec. 18, strike out all after the word "receive," in line 4, down to the word "by," in line 6, and insert the words, "such confirmation as may be determined." Also, in line 7 of same section, strike out the words "applicable thereto."

All of which is respectfully submitted, and your committee ask to be discharged from the further consideration of the subject.

W. L. BANCROFT.

Report accepted, committee discharged, and the amendments concurred in.

On motion of Mr. Bancroft,

The bill was then ordered engrossed for a third reading.

By the committee on rivers and harbors:

The committee on rivers and harbors, to whom was referred the petition and memorial of certain citizens of the county of Monroe, praying for an appropriation of swamp lands, report that the committee have had the same under consideration, and request that said petition be referred to the committee on public lands, and ask to be discharged from the further consideration of the same.

S. MULHOLLAND, *Chairman.*

Report accepted, committee discharged, and the recommendation of the committee concurred in.

Mr. McDermott, by unanimous consent, introduced

A bill to amend an act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857;

Which was read twice, and referred to the committee on banks and incorporations.

By the committee on public lands:

The committee on public lands, to whom was referred Senate bill No. 125, being

A bill to provide for the drainage and reclamation of swamp lands by means of State roads and ditches,

Beg leave to report, that they have had the same under consideration and have directed their chairman to report the same back to the House, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

Mr. E. H. Thomson offered the following substitute for the bill reported by the committee:

A bill to carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas and other States, to reclaim the swamp lands within their limits, approved Sept. 28, 1850.

Sec. 1. *The people of the State of Michigan enact*, That the Commissioner of the State Land Office shall have the supervision and sale of the swamp lands granted to said State by an act of Congress, approved September 28, 1850, whether the title to said land has vested or may hereafter vest in said State, and said lands shall be sold and disposed of in the manner provided in this act.

Sec. 2. In every unorganized county of this State where any swamp lands lie, or to which any unorganized county or counties containing any such lands may now or hereafter be attached, the board of supervisors, at their first meeting after the passage of this act, shall appoint three commissioners, residents of such county or counties, who shall be denominated swamp land commissioners. Said commissioners shall hold their office for the term of three years, and within thirty days after their appointment shall take and subscribe the constitutional oath of office, and file the same with the treasurer of their county, together with a bond, to be approved by him, in such sum and with such conditions as said board of supervisors may direct; and notice of such appointment shall be immediately given by the county clerk of said county to the Commissioner of the State Land Office.

Sec. 3. Upon receipt of the notice provided for in the preceding section, said Commissioner shall cause to be prepared and forwarded forthwith to said county clerk, for the use of said swamp land commissioners, at least three lists, containing full and accurate descriptions of all the swamp lands lying within the limits for which said commissioners were severally appointed, and unsold at the date thereof.

Sec. 4. Having duly qualified as above provided, said commissioners, upon receipt of the lists aforesaid, shall proceed immediately to make an examination of all the lands embraced therein, and shall make a full report thereon, classifying them as reclaimable or irreclaimable, and specifying as to each description whether the same be valued principally for timber or for agricultural purposes; and as to the timbered lands they shall also return an apprisal of the value thereof per acre. Two copies of said report shall be delivered by said commissioners to the

treasurer of their respective counties, one of which he shall file in his office, and the other he shall mail the Commissioner of the Land Office; and such report shall be carefully preserved, and open at all times for public reference and examination.

Sec. 5. Such commissioners shall at the same time examine said lands with particular reference to a general system of drainage thereof, and as soon as practicable after such examination, shall prepare and submit to the board of supervisors, maps, plans and estimates for the drainage of such lands, together with any other lands in the vicinity thereof, which in their opinion would be enhanced in value by such system of drainage. And such plans, unless modified by a vote of two-thirds of such board, shall be the plan upon which such drainage shall be commenced and completed.

Sec. 6. The drainage of such land shall be commenced, prosecuted and completed under the provisions of an act entitled "an act to provide for the draining of swamps, marshes, and other low lands," approved February 17, 1857, and of the acts amendatory thereto, so far as the same are not inconsistent with the provisions of this act. But whenever, in the opinion of the board of supervisors of any county aforesaid, upon application of any twenty-five resident land-owners therein, additional drains for the reclamation of such swamp land, may be deemed necessary, such drains shall be made, under the direction of the commissioners and according to the provisions of the aforesaid act: *Provided*, That all plans or estimates which may involve an expenditure of over five hundred dollars, assessable on private property, shall be first submitted to the circuit court of such county, as provided in section six of the act aforesaid.

Sec. 7. All swamp lands owned by this State are hereby declared assessable for the quota of tax necessary to carry into effect the provisions of this act, so far as the same relate to drainage, and such assessment shall be carefully made with reference to the enhanced value of such lands to result from such drainage. But the quota of taxes charged to such lands, shall be payable only out of the swamp land fund, and if at any time there shall not be money in said fund applicable to the payment thereof, then such taxes shall be payable only as money may be received to the credit thereof, and in the order of priority.

Sec. 8. All taxes, chargeable to the swamp land fund, under the

provisions of this act, shall be certified by the clerk of the proper county, to the State Treasurer, who shall, as soon as may be thereafter, transmit the amount to the county treasurer. But the swamp land fund shall in no case be holden for an amount exceeding fifty per cent. of the aggregate value of said lands in any county where such taxes may be assessed.

Sec. 9. The Governor, by and with the advice and consent of the Senate, shall appoint a State Engineer, who, together with one of the commissioners provided for in each county, in section two of this act, (to be selected by themselves,) shall be commissioners to lay out and establish, upon the most direct and eligible routes, between the points and places hereinafter designated, the following State roads:

1. A road from the village of Allegan, through the counties of Allegan, Ottawa, Oceana, Mason, Manistee and Leelanau, to Northport, to be known as the Allegan and Northport State road.

2. From Lansing, through the counties of Ingham, Clinton, Gratiot, and thence, as near as may be practicable, on the county line, between Isabella and Midland, and Clare and Gladwin counties, through Roscommon, Crawford, Otsego and Emmet counties, to Little Traverse Bay, and thence to the Straits of Mackinac, to be known as the Lansing and Mackinac State road.

3. A road from Grand Rapids, in the county of Kent, to Newaygo, in the county of Newaygo, thence to the head of Grand Traverse Bay, thence to Northport, and from the head of the Grand Traverse Bay, to intersect the Lansing, Traverse Bay and Mackinaw State road, at the head of Little Traverse Bay, to be known as the Grand Rapids and Traverse Bay State road.

4. From Brockway, in the county of St. Clair, through the counties of St. Clair, Lapeer, Tuscola, Bay, Saginaw, Arenac, Iosco, Alcona and Alpena, to Alpena, to be known as the Brockway, Bay City and Alpena State road.

5. From Fremont, through the counties of Alpena, Montmorency and Otsego, to the line of the Lansing and Mackinac State road, to be called the Apena and

6. From the line of the Lansing and Mackinac State road, in the county of Crawford, through Crawford, Kalkasca and Grand Traverse counties, to Traverse City, to be called the Crawford and Traverse City State road.

7. From Bay City, through the counties of Bay, Midland, Isabella, Mecosta, Newaygo and Mason, to Pere Marquette, to be called the Bay City and Pere Marquette State road.

8. From the Straits of Mackinac to Saut Ste. Mary, to be called the Mackinac and Saut Ste. Mary State road.

9. From the Straits of Mackinac to Marquette, on Lake Superior; thence to the head of LeAnce Bay, and thence via Ontonagon to the Wisconsin State line, to be called the Mackinac and Wisconsin State road.

10. From Beaver Harbor to some point near the lighthouse on the south end of Beaver Island, to be called the Beaver Island State road.

11. From Port Austin, through the counties of Huron and Sanilac, to the line of the State road leading from Lexington to Lapeer, in township number nine north of range thirteen east, to be called the Sanilac and Huron State road.

Sec. 10. The engineer provided for in the following section of this act shall, before entering upon the duties of his office, take and subscribe the constitutional oath, which oath shall be filed with the Secretary of State. His term of office shall be three years, but he shall be subject to removal at the pleasure of the Governor, who may fill any vacancy in such office occasioned by removal or otherwise. The commissioners created by section two of this act may be removed and their places filled at any time by the board of supervisors of their respective counties.

Sec. 11. Said engineer shall prepare all plans and specifications for ditches, drains, culverts, sluices and bridges pertaining to any of the roads provided for in this act, together with estimates of the cost of such bridges, and also of the costs of such roads per mile. Such plans, specifications and estimates shall be filed in the office of the treasurer of the proper county, and no contract for any work herein provided for shall be let for a greater sum than estimated by said engineer, and all such work shall be let, done, and completed according to his plans and specifications.

Sec. 12. For the purpose of laying out and establishing the aforesaid roads, the commissioners created in pursuance of this act are hereby authorized to exercise all the powers, and in the same manner as are now exercised by commissioners of highways under the laws of this State.

Sec. 13. To secure the construction of the several roads aforesaid there is hereby appropriated of the money that may hereafter accrue from the sale of any swamp lands an average amount per mile on each of said roads, not exceeding the value of five hundred acres of said lands at the minimum price per acre established by sec. 19 of this act, and any contractor for work or materials on any of said roads, may elect to take lands in lieu of money in payment thereof, in which case such election shall be stated and such lands described in said contract, and the lands so described shall be withdrawn from market until after the time specified for the full completion of all the work provided to to be done under such contract: *Provided*, That such lands shall be within the county where such contract is to be performed. *And provided also*, That the commissioners appointed under section two of this act, may elect whether more than fifty per cent, of the aggregate amount to accrue to their respective counties, shall be expended in building said roads, or shall be applied towards draining the swamp lands therein, as hereinbefore provided; and notice of such election shall be forthwith filed with the county treasurer.

Sec. 14. The money applicable to the systems of roads aforesaid, shall be annually apportioned by the State Treasurer, among the several counties, in proportion to the quantity of swamp lands sold them; and no contract for any of said roads, exceeding the amount determined by the commissioners to be applicable thereto, shall be made until the next annual apportionment by the State Treasurer, unless such contracts shall be payable in swamp lands, as herein provided.

Sec. 15. At least thirty days public notice shall be given of the time and place of letting all contracts for work up n any of said roads, by by publishing notice thereof in some newspaper published in the county in which such work is to be done; or, if no newspaper be published in such county, then notice shall be given in some newspaper published in the place nearest thereto, and in two newspapers in the city of Detroit; and such notice shall also be posted in at least ten of the most public places iu the county in which such letting is to take place; and no such contract shall be valid unless the provisions of this section shall have been faithfully complied with by the commissioners.

Sec. 16. All contracts for work on any of said roads shall be let, and said roads completed in consecutive sections, as may be directed by the commissioners of each county. Every such contract shall be in writing,

and shall not be valid until a copy of the same shall have been filed in the office of the county clerk of the proper county; and any such contract may be canceled by the board of supervisors at any time within sixty days after the making thereof.

Sec. 17. Upon the completion of all the work by any contract required to be done on any of said roads, it shall be the duty of the commissioners for said road to certify, officially, to such completion, according to the terms of such contract; and upon the presentation of such certificate, if payable in money, to the county treasurer, he shall pay the same from any money in the treasury applicable to the construction of said road; and if there be no money in the treasury applicable thereto, the treasurer shall endorse the date of the presentation of such certificate thereon, and the same shall thereafter bear interest; if payable in land, the Commissioner of the State Land Office, upon like presentation and the surrender of the contract, shall cause to be issued from the proper department patents for the lands described therein: *Provided*, That before any such payment, either in land or money, shall be made, it shall be competent for the Governor, and he may, at his discretion, appoint a special commissioner to examine and certify on oath to the completion and fulfillment of any contract, or the progress made towards such completion, upon any of said roads; and in case such special commissioners shall be appointed, no payment shall be made except upon his certificate of completion, as aforesaid.

Sec. 18. The compensation of the engineer shall be three dollars per day for the time actually employed in the discharge of his duties under this act, and his account for the same shall be audited by the Board of State Auditors, and paid out of any money in the treasury belonging to the swamp land fund. Said commissioners shall receive such compensation as may be determined by the board of supervisors, and be payable out of any moneys in the county treasury; but no one commissioner shall receive pay for services individually performed by him, unless such services shall have been agreed upon by a majority of such commissioners, and the claimant have been duly authorized to perform the same.

Sec. 19. The minimum price of all reclaimable agricultural lands shall be one dollar and twenty-five cents per acre; the minimum price of all timbered lands shall be such sum per acre as may be affixed to them by the commissioners, as provided in section four of this act; but

in all organized counties, said prices shall be reduced ten per cent. on and after the first day of January, in each year, until the same shall reach the common minimum of twenty-five cents per acre.

Sec. 20. Any white inhabitant of this State may file with the Commissioner of the State Land Office an affidavit of his intention to enter upon and cultivate any single tract of swamp land, not exceeding 160 acres, classified as reclaimable or agricultural, which affidavit shall also contain an affirmation that the applicant is not the owner of any land in any state or territory of the United States, and the tract thus applied for shall be immediately withdrawn from market; and if, at the expiration of three years thereafter, such inhabitant, or his heirs, shall file with said Commissioner satisfactory proof that he or they have resided upon and cultivated said tract, or a reasonable portion thereof, during said term of three years, such Commissioner shall cause to be issued from the proper department a patent for said tract to said inhabitant or his heirs.

Sec. 21. Whenever the roads and drainage provided for in this act shall have been constructed and completed in any county, the proceeds of the sales of the swamp lands therein shall go into the general fund, and be appropriated exclusively to the payment of the indebtedness of this State incurred on account of the five million loan.

Sec. 22. All moneys hereafter received on account of sales of swamp lands, excepting such as have been paid into the primary school fund, are hereby appropriated toward carrying into effect the provisions of this act, and shall be apportioned as herein provided.

Sec. 23. All acts and parts of acts contravening the provisions of this act are hereby repealed.

Mr. E. H. Thomson called for the yeas and nays on the substitute.

Which call was seconded.

And the substitute was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Carpenter,	Mr. Kelsey,
Beeson,	Connor,	McDermott,
A. W. Buel,	Davids,	McKinley,
H. S. Buel,	Frisbee,	Reeves,
Bush,	Gies,	Smith,
Bushnell,	Grace,	E. H. Thomson,18

NAYS.

Mr. Allen,	Mr. Gilluly,	Mr. Phelps,
Baldwin,	Goodwin,	Pratt,

Beebe,	Green,	Raymond,
Beers,	Greenfield,	Reynolds,
Brewster,	Kelley,	Richards,
Brooks,	Kore,	Robison,
Benj. Brown,	Lane,	Sessions,
S. F. Brown,	McMahon,	Sharpe,
Childs,	Miles,	Starkweather,
Daniells,	Mitchell,	R. Thompson,
Dickey,	Monroe,	Wallace,
Driggs,	Mussey,	Watkins,
Enos,	Mulholland,	Wendell,
Fallass,	Newman,	Wilkerson,
Ferris,	Newton,	Woolnough,
Fowler,	Perry,	Wixson,
Gage,	Perkins,	Speaker, 51

Mr. Baldwin moved to amend by adding a new section, as follows:

"A road from Allegan, in Allegan county, by way of Ferrysburgh, in Ottawa county, by the head of Muskegon lake to the village of Manistee, in the county of Manistee, thence to Northport on Grand Traverse Bay.

The amendment was not adopted.

Mr. McMahon moved to insert in section 1, line 4, after the word "Roscommon," the words, "and thence to Mackinac."

Mr. A. W. Buel moved to amend by adding to section 1 the following, to stand as subdivision 10:

"10. A road from Lansing, in the county of Ingham, to Mackinac, to be known as the Lansing and Mackinac road."

Mr. Kore demanded the previous question;

Which was ordered.

The motion to amend by adding subdivision 10, was not adopted.

The motion to insert, "and thence to Mackinac," after the word "Roscommon," in line 1, section 4, was not adopted.

The question recurring on the passage of the bill, the same being

A bill to provide for the drainage and reclamation of swamp lands by means of State roads and ditches,

It was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perry,
Baldwin,	Gilluly,	Phelps,
Beers,	Goodwin,	Pratt,
Brooks,	Greenfield,	Raymond,

Benj. Brown,	Kelley,	Reynolds,
Carr,	Kelsey,	Richardson,
Childs,	Kore,	Robison,
Campau,	Lane,	R. Thompson,
Connor,	Loomis,	Warner,
Daniells,	McMahon,	Watkins,
Davids,	McKinley,	Wilkerson,
Dickey,	Mitchell,	Woolnough,
Driggs,	Monroe,	Wixson,
Enos,	Mussey,	Speaker,
Ferris,	Newton,	44

NAYS.

Mr. Bancroft,	Mr. Dalton,	Mr. Newman,
Beebe,	Dunbar,	Perkins,
Beeson,	Fallass,	Richards,
Brewster,	Fowler,	Sessions,
S. F. Brown,	Frisbee,	Sharpe,
A. W. Buel,	Gies,	Smith,
H. S. Buel,	Gleesner,	Starkweather,
Bush,	Grace,	Thomas,
Bushnell,	Green,	E. H. Thomson,
Carpenter,	Miles,	Wallace,
Clark,	Mulholland,	Wendell, 33

The title was agreed to.

Mr. Carr rose to a question of privilege, and asked unanimous consent of the House to change his vote upon the motion to indefinitely postpone the joint resolution in relation to universal suffrage.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to authorize the Supervisors of Saginaw county to build a bridge across the Tittibewassee river, and making an appropriation therefor;

And also, a petition of the Supervisors of Saginaw county praying for an appropriation of two thousand acres of swamp lands for said purpose;

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend that said bill do not pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

By the committee on roads and bridges.

The committee on roads and bridges, to whom was referred

A bill to lay out a State road from Saginaw city in the county of Saginaw, to Alma, in the county of Gratiot,

Would report that they have had the same under consideration, and have instructed me to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

Mr. Childs moved that the bill be placed on its final passage;

Which was adopted.

The bill, entitled

A bill to lay out a State road from Saginaw city, in the county of Saginaw, to Alma, in the county of Gratiot,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newman,
Baldwin,	Ferris,	Newton,
Bancroft,	Frisbee,	Perry,
Beebe,	Gies,	Reynolds,
Beers,	Gleesner,	Richards,
Beeson,	Goodwin,	Richardson,
Brooks,	Grace,	Sessions,
Benj. Brown,	Kelley,	Sharpe,
S. F. Brown,	Kore,	Smith,
Bush,	Lane,	E. H. Thomson,
Carr,	McMahon,	E. H. Thomson,
Carpenter,	McDermott,	Wallace,
Childs,	McKinley,	Warner,
Connor,	Miles,	Watkins,
Daniells,	Mitchell,	Woolnough,
Dickey,	Monroe,	Woolnough,
Driggs,	Mussey,	Speaker, 51

NAYS. 0

Title agreed to.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to organize the county of Mecosta, and to locate the county seat thereof;

Also,

A bill to authorize the common council of the city of Jackson, to levy and collect certain paving assessments;

Also,

A bill to authorize school district No. 1, of the Township of Kalamazoo, to loan money;

Also,

A bill to amend sec. 7, chap. 99, of the revised statutes of 1846, compiled laws vol. 2, sec. 4161;

Also,

A bill to amend section 10, of an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855, compiled laws vol. 1, sec. 1454;

Also,

A bill to amend act 187 of session laws of 1857, entitled "an act to organize the township of Pierson in the county of Mecosta, approved Feb. 17, 1857;

Also,

Joint resolution to provide for an amendment to the constitution, concerning banking corporations.

E. PERRY, *Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Orion,

Report that they have had the same under consideration, and herewith respectfully report them back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

The report was accepted, the committee discharged, and the bill ordered to a third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the Flint and Pere Marquette Railway Company to purchase the rights, property and franchises of the Genesee and Oakland Railroad Company,

Respectfully report that they have had the same under consideration,

and instructed me to report the same back to the House, without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

On motion of Mr. E. H. Thomson,

The bill was ordered to a third reading.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

A bill to provide for laying out and establishing a certain State road in Manitou county,

Would respectfully report that they have had the same under consideration, and after due deliberation have instructed their chairman to report the same back to the House, recommend that it do not pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Reported accepted, committee discharged and the bill laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to provide for the organization of the township of Fairbanks

Ask leave to report the same back to the House without amendment recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, committee discharged and the bill laid on the table.

By the committee on education:

The committee on education, to whom was referred the memorial of the Trustees of Kalamazoo College, praying for the passage of a law to provide normal instruction in certain colleges, and sundry other petitions to the same effect, beg leave to report, that they have had the said memorials under consideration, and have instructed me to report as follows:

The demands upon the present Legislature for appro-

ague, disease and death; and ask to be discharged from the further consideration of the subject.

JAMES McMAHON, *Chairman.*

Report accepted and committee discharged.

Mr. Woolnough moved that the bill be placed on its final passage;

Which was adopted.

The bill, entitled

A bill to provide for the drainage and reclamation of the swamp lands in township six north, of range 14 and 15 west, and to aid the township of Holland in the improvement of the harbor at the mouth of North Black river, in said township,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Newman,
	Baldwin,		Ferris,		Newton,
	Beebe,		Fowler,		Perry,
	Beers,		Frisbee,		Perkins,
	Beeson,		Gage,		Reeves,
	Brewster,		Gilluly,		Reynolds,
	Brooks,		Glessner,		Richards,
	G. W. Brown,		Goodwin,		Richardson,
	Benj. Brown,		Grace,		Robison,
	S. F. Brown,		Green,		Sessions,
	H. S. Buel,		Kelley,		Sharpe,
	Bush,		Kelsey,		Starkweather,
	Bushnell,		Kore,		E. H. Thomson,
	Carpenter,		Lane,		R. Thompson,
	Childs,		Loomis,		Wallace,
	Clark,		McMahon,		Watkins,
	Dalton,		McKinley,		Wendell,
	Daniells,		Miles,		Wilkerson,
	Davids,		Mitchell,		Woolnough,
	Dickey,		Monroe,		Wixson,
	Driggs,		Mussey,		Speaker,
	Dunbar,		Mulholland,		64

NAYS. 0

The title was agreed to, and the bill ordered to take immediate effect.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill for laying out and establishing a State road from Boyce's Landing, so called, on Lake Michigan, to the St. Joseph River,

Beg leave to report, that they have had the same under consideration and have directed their chairman to report the same back to the House, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to amend an act entitled an act to establish a State road between East Saginaw and Bay City, approved Feb. 17, 1857,

Respectfully report that they have had the same under consideration, and instructed me to report the same back to the House, recommend its passage, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 74, entitled

A bill for the amendment of the act incorporating the Mich. C. R. R. Co., approved March 26th, 1846,

Beg leave respectfully to report that on examination they find said bill asks for no grant of new powers, but simply for a restriction of certain powers already conferred by act No. 139, of session laws of 1855, on the directors of said company, who by the terms of this bill are required, before they shall exercise them, to obtain the assent of the stockholders or of a majority of them.

There is also incorporated by the bill a provision by which it is declared that nothing in this act contained shall be deemed to confer any power on said company not already existing by virtue of some express provision by law.

This guards the bill against anything like a grant of new power by implication, and your committee therefore unite in a recommendation that the bill do pass.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

Mr. McMahon moved that the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill for the amendment of the act incorporating the Michigan Central Railroad Company, approved March 26, 1846,

Was read a third time and passed, two thirds of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Perry,
Beebe,	Ferris,	Perkins,
Beeson,	Gage,	Phelps,
Brewster,	Gies,	Pratt,
Brooks,	Gilluly,	Raymond,
G. W. Brown,	Glessner,	Reeves,
Benj. Brown,	Goodwin,	Richards,
S. F. Brown,	Grace,	Richardson,
A. W. Buel,	Greenfield,	Robison,
H. S. Buel,	Kelley,	Sharpe,
Bush,	Kelsey,	Starkweather,
Bushnell,	Kore,	Thomas,
Carr,	Lane,	E. H. Thomson,
Carpenter,	Loomis,	R. Thompson,
Childs,	McMahon,	Wallace,
Campau,	McKinley,	Warner,
Connor,	Mitchell,	Watkins,
Dalton,	Monroe,	Wendell,
Daniells,	Mussey,	Wilkerson,
Davids,	Mulholland,	Woolnough,
Dickey,	Newman,	Wixson,
Driggs,	Newton,	Speaker,
Dunbar,		67

NAYS.

Mr. Beers,	Mr. Fallass,	Mr. Miles,
Clark,	Fowler,	5

Title agreed to.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means:

The committee of ways and means, to whom was referred

A bill to authorize fractional school districts No. 1, of Vassar, and No. 2, of Tuscola, to issue bonds,

Have had the same under consideration, and instructed me to re-

port the same back without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

CHAS. DICKEY, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill relative to brokers and exchange dealers,

Have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman.*

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act to incorporate the village of Hillsdale,

Report that they have duly considered the same, and recommend it do pass without amendments, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

By the committee on education:

The committee on education, to whom was referred

A bill to establish graded and high schools,

Report that they have had the same under consideration, and herewith respectfully report them back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on education:

The committee on education to whom was referred

A bill to amend section 107, of chapter 58, of the revised statutes of 1846,

Respectfully report that they have given the subject a careful consideration, and report the same back to the House with amendment, and recommend that the same do pass, and ask to be discharged from the further consideration thereof.

ALONZO SESSIONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sessions,

The bill was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 10, being

A bill in relation to mortgages against preferred stock, and the delivery of goods by railway companies,

Report they have had the subject under consideration, and a majority of the committee have instructed me to report the same back without amendment, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

For the Committee,

GEO. W. ALLEN.

The report was accepted and the committee discharged.

Mr. Loomis moved that the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill in relation to mortgages against preferred stock in, and the delivery of goods by, railway companies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Driggs,	Mr. Monroe,
Bancroft,	Enos,	Mussey,
Beebe,	Fallass,	Newman,
Beers,	Ferris,	Newton,
Brooks,	Gies,	Perry,
G. W. Brown,	Gilluly,	Perkins,
Benj. Brown,	Gleasner,	Phelps,
S. F. Brown,	Goodwin,	Pratt,
A. W. Buel,	Grace,	Reeves,
H. S. Buel,	Greenfield,	Reynolds,
Bush,	Kelley,	Richardson,

Carr,	Lane,	Robison,
Childs,	Loomis,	Smith,
Connor,	McMahon,	E. H. Thomson,
Daniells,	McKinley,	Warner,
Davids,	Mitchell,	Speaker, 48

NAYS.

Mr. Brewster,	Mr. Gage,	Mr. Thomas,
Bushnell,	Green,	R. Thompson,
Carpenter,	Miles,	Wallace,
Clark,	Mulholland,	Watkins,
Campau,	Raymond,	Wendell,
Dalton,	Richards,	Wilkerson,
Dickey,	Sessions,	Woolnough,
Fowler,	Sharpe,	Vixson,
Frisbee,		35

Title agreed to.

On motion of Mr. McMahon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

A joint resolution for the relief of Jared Hoadley,

Have had the same under consideration, and respectfully report it back, and recommend that it do pass.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading;

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to repeal an act for the better protection of the public lands, and to punish the cutting and carrying away timber therefrom,

Respectfully report, that they have had the same under consideration, and recommend the passage thereof.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order for third reading.

By the committee on federal relations:

The committee on federal relations to whom was referred

Joint resolution relative to postage,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back

without amendment and recommend that it do pass, and ask to be discharged from the further consideration thereof.

JOHN GILLULY, *Chairman.*

Report accepted, and committee discharged.

Mr. S. F. Brown moved that the joint resolution be placed on its final passage.

Which was adopted.

The joint resolution, being

A joint resolution relative to postage,

Was read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. Miles,
Baldwin,	Driggs,	Mitchell,
Bancroft,	Dunbar,	Monroe,
Beebe,	Enos,	Mussey,
Brewster,	Ferris,	Newman,
Brooks,	Fowler,	Newton,
G. W. Brown,	Gage,	Perry,
Benj. Brown,	Gies,	Pratt,
S. F. Brown,	Gilluly,	Reynolds,
A. W. Buel,	Glessner,	Richards,
Bush,	Goodwin,	Richardson,
Bushnell,	Grace,	Sessions,
Carr,	Green,	Sharpe,
Carpenter,	Greenfield,	Thomas,
Childs,	Kelley,	E. H. Thomson,
Clark,	Kore,	Wallace,
Connor,	Lane,	Woolnough,
Dalton,	Loomis,	Wixson,
Daniells,	McMahon,	Speaker,
Davids,	McKinley,	59

NAYS.

Mr. R. Thompson, 1

Title and preamble agreed to.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill entitled an act to organize the township of Portsmouth in the county of Bay,

Ask leave to report the same back to the House without amendment recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

REPORTS OF SELECT COMMITTEES.

By the select committee on salt springs:

Your select committee to whom was referred sundry petitions praying your honorable body to take into consideration the propriety of passing some "act or acts" relative to the opening of the salt springs of the State and the manufacturing of salt, *respectfully* report they have had the subject under consideration, and owing to the press of other business have not had time to give it that attention which its importance demands—your committee are fully convinced that the State of Michigan, can and ought to export rather than import salt. She has within herself all the requisite elements, and we are of the opinion that no single enterprise could be promulgatted within the State that would conduce more to enrich her and her people, than the speedy development of the saline waters which underlie the Southern Peninsula. We venture to say that salt can be as successfully made in this State as any State of the Union, and we see no reason why our State cannot supply the whole west with that indispensable article.

In the year 1842 the manufacturing of salt was commenced at Grand Rapids, by the Hon. Lucius Lyon. The work was prosecuted by him and his successors until the year 1847, making from one well 80 to 130 bushels per day. The well was 461 feet deep, but no saline water was found below the depth of 320 feet. The salt rock was struck at a depth of 250 feet.

In taking up the tubes to make some repairs after having been in use five years, the well caved in—so they were unable to replace the tubes—thus ended salt making at Grand Rapids.

Doctor Houghton estimated that it would require but sixty-five gallons of the water to make a bushel of salt,

but as the well passed through a cavity in the rock, and as the conducting tube was defective, the brine was much diluted by an infusion of fresh water, and it required 280 gallons to produce a bushel of salt. In consideration of what has been done on a limited scale, with limited experience, your committee cannot but conclude that if the business should be prosecuted on a scale co extensive with its importance, that a quantity sufficient to supply the demand of our own State could be made, and a large surplus for exportation; thereby bringing into the State a large amount of wealth. In addition to the inexhaustible supply of saline water in the Grand River Valley, we are advised that large deposits are to be found in the valley of the Saginaw river, and in other portions of the State.

Your committee would recommend a liberal policy on the part of the State, looking to the development of her own resources. To that end we would commend to your consideration two bills which are now before the Senate, a copy of which is on the tables of members of this House.

All of which is respectfully submitted for your consideration.

GEO. W. ALLEN, *Chairman.*

Report accepted.

On motion of Mr. E. H. Thomson,

Five hundred extra copies were ordered printed.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 9, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives, the following:

A bill to make an appropriation to aid the Michigan State Agricultural Society;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of

all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on ways and means.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. McMahon moved that the committee of the whole be discharged from the further consideration of House bill No. 110, being

A bill to punish for fraudulently removing and embezzling property under chattel mortgage;

Which was adopted.

Mr. McMahon moved that the bill be placed on its final passage;

Which was adopted.

The bill, being

A bill to punish for fraudulently removing, or embezzling property, under chattel mortgage,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Perry,
	Baldwin,		Frisbee		Perkins,
	Bancroft,		Gage,		Phelps,
	Beebe,		Gies,		Pratt,
	Beers,		Gilluly,		Raymond,
	Beeson,		Gleesner,		Reeves,
	Brewster,		Goodwin,		Reynolds,
	Brooks,		Grace,		Richards,
	G. W. Brown,		Greenfield,		Robison,
	Benj. Brown,		Kelley,		Sessions,
	S. F. Brown,		Kelsey,		Sharpe,
	H. S. Buel,		Kore,		Smith,
	Bush,		Lane,		Starkweather,
	Carpenter,		Loomis,		E. H. Thomson,
	Childs,		McMahon,		R. Thompson,
	Clark,		McKinley,		Wallace,
	Connor,		Mitchell,		Warner,
	Daniells,		Monroe,		Watkins,
	Davids,		Mussey,		Wilkerson,
	Driggs,		Mulholland,		Woolnough,
	Dunbar,		Newman,		Wixson,
	Ence,		Newton,		Speaker,
	Fallass,				67

NAYS.

Mr. Carr, Mr. Thomas, 8

Title agreed to.

Mr. Kelly, by unanimous consent, introduced

A bill to authorize the formation of companies for the detection and apprehension of horse thieves, and other fellons, and defining their powers;

Which was read twice, and referred to the committee on judiciary.

Mr. McMahon moved that the committee of the whole be discharged from the further consideration of House joint resolution No. 11, being

A joint resolution to encourage emigration;

Which was not adopted.

Mr. McMahon moved that the committee of the whole be discharged from the further consideration of the bills and resolutions upon the general order;

Which was adopted.

On motion of Mr. Woolnough,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock, P. M.

House met, and was called to order by the Speaker.

Roll called: quorum present.

By unanimous consent, the following report was presented:

The committee of ways and means to whom was referred

A bill to make an appropriation to aid the Michigan State Agricultural Society,

Have had the same under consideration, and directed their chairman to report the same back without amendment and recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Ch'n.*

The report was accepted, and the committee discharged.

Mr. Dickey moved that the bill be placed on its final passage.

Which was adopted.

The bill, being

A bill to make an appropriation to aid the Michigan State Agricultural Society,

By unanimous consent,

Mr. McMahon moved to strike out "five" in the bill.

Which was not adopted.

The bill was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Goodwin,	Mr. Pratt,
Beeson,	Green,	Raymond,
S. F. Brown,	Greenfield,	Richards,
Bush,	Kelley,	Richardson,
Bushnell,	Kore,	Sessions,
Carr,	Loomis,	Sharpe,
Carpenter,	McKinley,	E. H. Thomson,
Childs,	Miles,	R. Thompson,
Connor,	Mitchell,	Wallace,
Davids,	Monroe,	Warner,
Dickey,	Newman,	Wendell,
Driggs,	Newton,	Woolnough,
Fowler,	Perry,	Wixon,
Frisbee,	Perkins,	Speaker,
Gage,	Phelps,	44

NAYS.

Mr. Allen,	Mr. McMahon,	Mr. Reeves,
Clark,	McDermott,	Watkins,
Lane,	Mulholland,	Wilkerson, 9

Title agreed to.

And by a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House resumed the order of business under the head of

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. Loomis moved that the committee of the whole be discharged from the further consideration of House bill No. 91, being

A bill to amend secs. 20 and 28 of the compiled laws of the State of Michigan relative to the State Prison, &c.,

Which was adopted.

Mr. Loomis moved to amend by adding to section 3 the following:

"And the inspectors are hereby authorized and empowered to make such modifications and alterations in existing contracts whereby the State may have such lien on the present contractors, with the consent of the parties thereto."

Pending which,

On motion of Mr. McMahon,

The bill was recommitted to the committee on banks and incorporations.

Mr. Loomis moved that the committee of the whole be discharged from the further consideration of House bill No. 106, being

A bill to make an appropriation for building 160 cells in the east wing of the State prison, &c.;

Which was adopted.

Mr McMahon moved to strike out in line 1, section 1, the word "thirty five," and insert "twenty-seven."

Mr. S. F. Brown called for a division of the question.

The question being on striking out, the same was adopted.

Mr. Monroe moved to insert "twenty-five."

The motion to insert "twenty-seven" was adopted.

Mr. McDermott moved to amend section 1, line 3, by inserting the following: "provided, however, that said prison can be so constructed as to prevent the escape of any prisoner confined therein;"

Which motion was not adopted.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Allen,	Mr. Kelley,	Mr. Reynolds,
Benj. Brown,	Kelsey,	Richards,
S. F. Brown,	Kore,	Richardson,
Carpenter,	Lane,	Robison,
Clark,	Loomis,	Sharpe,
Dickey,	McMahon,	Starkweather,
Driggs,	McKinley,	E. H. Thomson,
Enos,	Monroe,	R. Thompson,
Fallass,	Mussey,	Wallace,
Ferris,	Mulholland,	Warner,
Fowler,	Newman,	Watkins,
Gage,	Newton,	Wendell,
Gilluly,	Perry,	Wilkerson,
Goodwin,	Phelps,	Woolnough,
Grace,	Pratt,	Wixson,
Green,	Raymond,	Speaker,
Greenfield,		49

NAYS.

Mr. Beers,	Mr. Dalton,	Mr. Frisbee,
Brooks,	Davids,	Gies,
H. S. Buel,	Dunbar,	McDermott,
Bush,		10

Title agreed to.

On motion of Mr. Goodwin,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Mussey moved that the committee of the whole be discharged from the further consideration of House bill No. 92,

A bill to amend an act entitled an act to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage.

Which was adopted.

Mr. Reeves moved that the bill be indefinitely postponed.

Mr. Lane called for the yeas and nays.

Which call was seconded,

And the motion to indefinitely postpone was not adopted, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Campau,	Mr.	McDermott,
	Beers,		Dalton,		McKinley,
	Beeson,		Dunbar,		Pratt,
	A. W. Buel.		Frisbee,		Reeves,
	H. S. Buel,		Gies,		E. H. Thomson,
	Carpenter,		Grace,		Warner,
	Clark,		Greenfield,		20

NAYS.

Mr.	Brewster,	Mr.	Glessner,	Mr.	Perkins,
	Brooks,		Goodwin,		Phelps,
	Benj. Brown,		Green,		Raymond,
	S. F. Brown,		Kelley,		Reynolds,
	Bush,		Kelsey,		Richards,
	Carr,		Kore,		Robison,
	Childs,		Lane,		Sessions,
	Connor,		Loomis,		Sharpe,
	Daniells,		McMahon,		Starkweather,
	Davids,		Miles,		Thomas,
	Dickey,		Mitchell,		R. Thompson,
	Enos,		Monroe,		Wallace,
	Fallass,		Mussey,		Watkins,
	Ferris,		Mulholland,		Wendell,
	Fowler,		Newman,		Wilkerson,
	Gage,		Newton,		Woolnough,
	Gilluly,		Perry,		Speaker, 51

Pending the announcement of the vote,

Mr. Perry moved that Mr. David be excused from voting.

Which was not adopted.

Mr. Reeves moved to strike out line 4 sec. 1.

Which was not adopted.

Mr. Gies moved to strike out sections 22 and 23.

Which was not adopted.

Mr. McDermott moved to strike out all after the enacting clause.

Which was not adopted.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Goodwin,	Mr. Richards,
Brewster,	Green,	Richardson,
Benj. Brown,	Kelley,	Robison,
S. F. Brown,	Kelsey	Sessions,
Bush,	Lane,	Sharpe,
Carr,	McMahon,	Starkweather,
Childs,	Miles,	Thomas,
Dickey,	Mitchell,	R. Thompson,
Enos,	Mussey,	Wallace,
Fallass,	Newman,	Watkins,
Fowler,	Newton,	Wilkerson,
Gage,	Perry,	Woolnough,
Gilluly,	Perkins,	Speaker,
Gleasner,	Reynolds,	42

NAYS.

Mr. Beers,	Mr. Dunbar,	Mr. Monroe,
Beeson,	Ferris,	Mulholland,
A. W. Buel,	Frisbee,	Phelps,
H. S. Buel,	Gies,	Pratt,
Carpenter,	Grace,	Reeves,
Clark,	Greenfield,	Smith,
Campau,	Kore,	E. H. Thomson,
Connor,	Loomis,	Warner,
Dalton,	McDermott,	Wendell,
Davids,	McKinley,	29

Mr. McMahon moved that the vote just taken, be reconsidered;

Which was adopted.

By unanimous consent,

Mr. McMahon moved to insert the word "himself," in section 1, line 2, after the word "by;"

Which was adopted.

The question recurring on the passage of the bill,

It was passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gleasner,	Mr. Perkins,
Baldwin,	Goodwin,	Phelps,
Brewster,	Green,	Reynolds,
Brooks,	Kelley,	Richards,
Benj. Brown,	Kelsey,	Robison,
S. F. Brown,	Kore,	Sessions,
Bush,	Lane,	Sharpe,
Childs,	McMahon,	Starkweather,
Daniells,	Miles,	Thomas,
Enos,	Mitchell,	R. Thompson,
Fallass,	Mussey,	Watkins,
Fowler,	Newman,	Wilkerson,
Gage,	Newton,	Woolnough,
Gilluly,	Perry,	Speaker, 42

NAYS.

Mr. Beers,	Mr. Driggs,	Mr. Monroe,
A. W. Buel,	Dunbar,	Mulholland,
H. S. Buel,	Ferris,	Pratt,
Bushnell,	Frisbee,	Reeves,
Carr,	Gies,	Richardson,
Carpenter,	Grace,	Smith,
Clark,	Greenfield,	E. H. Thomson,
Connor,	Loomis,	Warner,
Dalton,	McDermott,	Wendell,
Davids,	McKinley,	29

Title agreed to.

Mr. Childs moved to discharge the committee of the whole from the further consideration of House bill No. 89, the same being

A bill authorizing the commissioner of highways of townships to establish water courses, and locate ditches, in certain cases;

Which was adopted.

Sundry amendments were made to the bill, and the same was ordered engrossed for a third reading.

Mr. Childs moved that the bill be placed on its final passage;

Which motion was adopted.

Mr. McMahon moved that the bill be read a third time by its title;

Which was adopted.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gleasner,	Mr. Raymond,
Baldwin,	Grace,	Reeves,

Brooks,	Green,	Reynolds,
S. F. Brown,	Greenfield,	Richards,
A. W. Buel,	Kelley,	Richardson,
H. S. Buel,	Kore,	Robison,
Bush,	Lane,	Sessions,
Carpenter,	Loomis,	Sharpe,
Childs,	McMahon,	Smith,
Clark,	McDermott,	Starkweather,
Connor,	McKinley,	E. H. Thomson,
Davids,	Mitchell,	R. Thompson,
Dickey,	Mussey,	Wallace,
Driggs,	Mulholland,	Warner,
Dunbar,	Newman,	Watkins,
Fallass,	Newton,	Wendell,
Ferris,	Perry,	Wilkerson,
Fowler,	Perkins,	Woolnough,
Gage,	Phelps,	Wixson,
Gilluly,	Pratt,	Speaker, 60

NAYS.

Mr.	Benj. Brown,	Mr.	Dalton,	Mr.	Gies,
	Bushnell,		Enos,		Kelsey,
	Campau,		Frisbee,		Thomas, 9

Title agreed to.

Mr. Buel moved to take from the table Senate bill No. 88, to provide for dividing the county of Wayne.

Mr. Starkweather moved to indefinitely postpone the motion to take the bill from the table.

Mr. Kore demanded the previous question;

Which was ordered by the House.

Mr. A. W. Buel called for the yeas and nays.

The call was seconded, and the motion to indefinitely postpone was not adopted, by yeas and nays as follows:

YEAS.

Mr.	Carr,	Mr.	Gilluly,	Mr.	Raymond,
	Childs,		Kelley,		Reynolds,
	Campau,		Lane,		Starkweather,
	Connor,		McDermott,		Thomas,
	Daniells,		Miles,		R. Thompson,
	Davids,		Mulholland,		Wallace,
	Dickey,		Newton,		Watkins,
	Fallass,		Perkins,		Wilkerson,
	Fowler,		Phelps,		26

NAYS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Newman,
	Baldwin,		Frisbee,		Perry,

Brewster,	Gage,	Reeves,
Brooks,	Glessner	Richards,
S. F. Brown,	Goodwin,	Richardson,
A. W. Buel,	Grace,	Robison,
H. S. Buel,	Green,	Sessions,
Bush,	Greenfield,	Sharpe,
Bushnell,	Kelsey,	Smith,
Carpenter,	Kore,	E. H. Thomson,
Clark,	McKinley,	Warner,
Driggs,	Monroe,	Wixson,
Dunbar,	Mussey,	Speaker, 39

The House took a recess until 7 o'clock this evening.

—

EVENING SESSION.

7 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called, and a quorum present.

The House resumed the question pending; the same being Senate bill No. 88, entitled

A bill to provide for dividing the county of Wayne, and for organizing a new county to be known as the county of Washington.

The previous question having been ordered,

The bill was not passed, a majority of all the members elect not voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Baldwin,	Ferris,	Perry,
Bancroft,	Gage,	Pratt,
Beeson,	Goodwin,	Richards,
Brewster,	Green,	Sessions,
Brooks,	Greenfield,	Sharpe,
H. S. Buel,	Kelsey,	Smith,
Bushnell,	Kore,	E. H. Thomson,
Carpenter,	McMahon,	Warner,
Clark,	McKinley,	Woolnough,
Dalton,	Monroe,	Speaker,
Driggs,		34

NAYS.

Mr. Beers,	Mr. Fallass,	Mr. Phelps,
Benj. Brown,	Fowler,	Raymond,
S. F. Brown,	Frisbee,	Reynolds,
A. W. Buel,	Gilluly,	Richardson,
Bush,	Grace,	Robison,
Carr,	Kelley,	Starkweather
Childs,	Lane,	Thomas,

Campau,	McDermott,	R. Thompson,	
Conner,	Mitchell,	Wallace,	
Daniells,	Mulholland,	Watkins,	
Davids,	Newton,	Wilkerson,	
Enos,	Perkins,	Wixson,	36

Pending the announcement of the vote,

Mr. Benj. Brown moved that Mr. Daniells be excused from voting.

Which was not adopted.

Mr. Perry moved that Mr. Carr be excused from voting.

Which was not adopted.

Mr. Childs moved that Mr. Driggs be excused from voting;

Which was not adopted.

Mr. A. W. Buel moved to reconsider the vote taken upon the passage of the bill, and to lay that motion on the table.

On the motion to lay upon the table, Mr. A. W. Buel called for the yeas and nays.

The call was seconded;

And the motion to lay upon the table was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Daniells,	Mr. Newman,	
Baldwin,	Dunbar,	Pratt,	
Bancroft,	Gage,	Sharpe,	
Brooks,	Greenfield,	Smith,	
Benj. Brown,	Kelley,	E. H. Thomson,	
S. F. Brown,	Kelsey,	Warner,	
A. W. Buel,	Kore,	Wootnough,	
H. S. Buel,	McMahon,	Speaker,	
Clark,	McKinley,		26

NAYS.

Mr. Beers,	Mr. Frisbee,	Mr. Raymond,	
Bush,	Goodwin,	Reynolds,	
Bushnell,	Grace,	Richardson,	
Carr,	Green,	Robison,	
Carpenter,	Lane,	Sessions,	
Childs,	McDermott,	Starkweather,	
Campau,	Monroe,	R. Thompson,	
Connor,	Mulholland	Wallace,	
Davids,	Newton,	Watkins,	
Enos,	Perry,	Wilkerson,	
Fallass,	Perkins,	Wixson,	
Fowler,	Phelps,		35

The question recurring upon the motion to reconsider, the same was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newman,
Baldwin,	Frisbee,	Perry,
Bancroft,	Gage,	Pratt,
Beeson,	Glessner,	Reeves,
Brewster,	Goodwin,	Richards,
Brooks,	Green,	Robison,
Benj. Brown,	Greenfield,	Sessions,
A. W. Buel,	Kelsey,	Sharpe,
H. S. Buel,	Kore,	Smith,
Bushnell,	McMahon,	E. H. Thomson,
Clark,	McKinley,	Warner,
Drigga,	Monroe,	Woolnongh,
Dunbar,	Mussey,	Speaker, 89

NAYS

Mr. Beers,	Mr. Fallass,	Mr. Phelps,
S. F. Brown,	Fowler,	Raymond,
Bush,	Gilluly,	Reynolds,
Carr,	Grace,	Richardson,
Carpenter,	Kelley,	Starkweather,
Childs,	Lane,	Thomas,
Campau,	McDermott,	R. Thompson,
Connor,	Miles,	Wallace,
Danielle,	Mulholland,	Watkins,
Davids,	Newton,	Wilkerson,
Dickey,	Perkins,	Wixson,
Enos,		34

The question recurring upon the passage of the bill, a majority of all the members elect not voting for the same, it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Mussey,
Baldwin,	Ferris,	Newman,
Bancroft,	Frisbee,	Perry,
Beeson,	Gage,	Pratt,
Brewster,	Glessner,	Reeves,
Brooks,	Goodwin,	Richards,
A. W. Buel,	Green,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bushnell,	Kelsey,	Smith,
Carpenter,	Kore,	E. H. Thomson,
Clark,	McMahon,	Warner,
Dalton,	McKinley,	Woolnough,
Drigge,	Monroe,	Speaker, 39

NAYS

Mr. Beers,	Mr. Fallass,	Mr. Raymond,
Benj. Brown,	Fowler,	Reynolds,

S. F. Brown,	Gilluly,	Richardson,	
Bush,	Grace,	Robison,	
Carr,	Kelley,	Starkweather,	
Childs,	Lane,	Thomas,	
Campau,	McDermott,	R. Thompson,	
Connor,	Miles,	Wallace,	
Daniells,	Mulholland,	Watkins,	
Davids,	Newton,	Wilkerson,	
Dickey,	Perkins,	Wixson,	
Enos,	Phelps,		35

Mr. A. W. Buel gave notice of his intention to move a reconsideration of the vote just taken on to-morrow.

Mr. A. W. Buel asked and obtained unanimous consent to introduce

A bill to amend section 3, chapter 9, of an act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857;

Which was read twice, and referred to the committee on ways and means.

Mr. Loomis, by unanimous consent, introduced the following:

The committee upon banks and incorporations, to whom was referred House bill No. 91, being

A bill to amend sections 20 and 28, of chapter 202, compiled laws of the State of Michigan, relative to State Prison, &c.,

With instructions, would respectfully report, that they herewith submit the bill, with the amendments ordered by the House, and as amended, recommend its passage, and ask to be discharged.

Report accepted and committee discharged.

The amendments were concurred in, and the bill ordered engrossed for a third reading.

By unanimous consent, the Speaker announced the following

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 10, 1859.

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to provide for the drainage and reclamation of swamp lands by means of State roads and bridges.

Which has passed the Senate by a majority vote of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very Respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was read twice and referred to the committee on public lands.

Mr. Monroe called for the special order of the day.

The House took up the

SPECIAL ORDER,

The same being

Joint resolution proposing amendments to the constitution in respect to the right of suffrage;

And also,

Joint resolution in relation to granting licenses.

Mr. Gilluly moved that leave of absence be granted to Mr. Massey for the evening;

Which was not adopted.

The House having under consideration

A joint resolution proposing an amendment to the constitution in respect to the right of suffrage,

Mr. Monroe moved that the joint resolution be indefinitely postponed.

Mr. Dickey demanded the previous question;

Which was ordered.

And the motion to indefinitely postpone was adopted by yeas and nays as follows:

YEAS.

Mr. Bancroft,	Mr. Dunbar,	Mr. Pratt,
Beers	Fowler,	Raymond,
Beeson,	Frisbee,	Reeves,
A. W. Buel,	Gage,	Richards,
H. S. Buel,	Gies,	Richardson,
Bush,	Grace,	Smith,
Bushnell,	Greenfield,	E. H. Thomson,
Carpenter,	Kore,	Wallace,
Campau,	McDermott,	Warner,
Connor,	McKinley,	Wendell,
Dalton,	Monroe,	Wilkerson,
Davids,	Mulholland,	Wixson,
Dickey,	Perkins,	Speaker, 39

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Baldwin,	Gilluly,	Reynolds,
Brewster,	Gleesner,	Robison,
Brooks,	Goodwin,	Sessions,
Benj. Brown,	Kelsey,	Sharpe,

95

S. F. Brown,	Lane,	Starkweather,
Carr,	Loomis,	Thomas,
Childs,	McMahon,	R. Thompson,
Daniells,	Newman,	Watkins,
Driggs,	Newton,	Woolnough,
Enos,		31

Mr. McMahon, by unanimous consent, gave notice that he would at some future day ask leave to introduce

A joint resolution proposing an amendment of section one of article seven of the constitution, by inserting therein, after the words "and not member of any tribe," the following: "and every male inhabitant of African descent who is the owner in fee of unencumbered real estate within this State of the value of two hundred dollars."

The House having under consideration

A joint resolution for the amendment of the constitution concerning the granting of licences,

Mr. Childs moved that the joint resolution be indefinitely postponed.

Mr. Gilluly demanded the previous question;

Which was ordered.

And the motion to indefinitely postpone, was adopted, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gage,	Mr. Perry,
Brewster,	Gilluly,	Perkins,
Brooks,	Gleesner,	Reynolds,
Benj. Brown,	Goodwin,	Richards,
Childs,	Greenfield,	Robison,
Clark,	Kelley,	Sessions,
Daniells,	Kelsey,	Sharpe,
Dickey,	Lane,	Starkweather,
Driggs,	Loomis,	R. Thompson,
Enos,	McMahon,	Wallace,
Fallass,	Monroe,	Watkins,
Ferris,	Newman,	Wilkerson,
Fowler,	Newton,	38

NAYS.

Mr. Allen,	Mr. Connor,	Mr. Pratt,
Bancroft,	Dalton,	Raymond,
Beers,	Davids,	Reeves,
Beeson,	Dunbar,	Richardson,
A. W. Buel,	Frisbee,	Smith,
H. S. Buel,	Gies,	Thomas,
Bush,	Grace,	E. H. Thomson,
Bushnell,	Kore,	Warner,

Carr,	McDermott,	Wendell,	
Carpenter,	McKinley,	Woolnough,	
Campau,	Mulholland,	Speaker,	33

Mr. Sessions moved to discharge the committee of the whole from the consideration of

House bill No. 120, entitled

A bill to amend certain sections of the primary school law.

On motion of Mr. Dickey,

The bill was recommitted to the committee on education.

THIRD READING OF BILLS.

House bill, entitled

A bill to prevent fishing with seines and every kind of nets in certain counties in the State of Michigan;

Was read a third time.

Whereupon,

Mr. Woolnough moved that the bill be indefinitely postponed;

Which was not adopted.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr.	Allen,	Mr.	Frisbee,	Mr.	Newton,
	Baldwin,		Grace,		Perry,
	Brewster,		Greenfield,		Perkins,
	Brooks,		Kelley,		Reynolds,
	S. F. Brown,		Kore,		Richards,
	Bushnell,		Lane,		Richardson,
	Carpenter,		Loomis,		Robison,
	Childs,		McDermott,		Sessions,
	Clark,		McKinley,		Sharpe,
	Dalton,		Miles,		Smith,
	Daniells,		Mitchell,		E. H. Thomson,
	Davids,		Monroe,		Watkins,
	Dickey,		Mulholland,		Wendell,
	Ferris,		Newman,		Speaker, 42

NAYS.

Mr.	Enos,	Mr.	R. Thompson,	Mr.	Wilkerson,
	Thomas,		Wallace,		Woolnough, 6

Joint resolution authorizing and requiring the Board of State Auditors to re-examine and adjust the accounts of Jonas H. Titus as building commissioner of the State Prison,

Was read a third time;

Whereupon,

Mr. McMahon moved to recommit the same to the committee on State Prison with instructions to strike out the words "and required;"

Which was not adopted.

The joint resolution was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Davids,	Mr.	Monroe,
	Baldwin,		Dickey,		Newman,
	Beebe,		Dunbar,		Perry,
	Beers,		Ferris,		Perkins,
	Beeson,		Frisbee,		Pratt,
	Brooks,		Gies,		Raymond,
	A. W. Buel,		Glessner,		Reeves,
	H. S. Buel,		Goodwin,		Richardson,
	Bush,		Grace,		Sharpe,
	Bushnell,		Greenfield,		Smith,
	Carpenter,		Kelsey,		E. H. Thomson,
	Clark,		McDermott,		Wixson,
	Campau,		McKinley,		Speaker,
	Connor,		Mitchell,		41

NAYS.

Mr.	Brewster,	Mr.	Gage,	Mr.	Reynolds,
	Benj. Brown,		Gilluly,		Richards,
	S. F. Brown,		Kelley,		Robison,
	Carr,		Kore,		Sessions,
	Childs,		Lane,		Thomas,
	Dalton,		Loomis,		R. Thompson,
	Daniells,		McMahon,		Wallace,
	Driggs,		Miles,		Warner,
	Enos,		Mulholland,		Wilkerson,
	Fowler,		Newton,		Woolnough, 30

Title agreed to.

House bill, entitled

A bill to finish the geological survey of the State,

Was read a third time;

Whereupon,

Mr. Reeves moved that the bill be indefinitely postponed.

Which motion, after discussion, was withdrawn, at the request of Mr. E. H. Thomson.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Dunbar,	Mr.	Newman,
	Baldwin,		Enos,		Perry,

Beeson,	Fallass,	Perkins,
Brooks,	Ferris,	Pratt,
Benj. Brown,	Fowler,	Raymond,
S. F. Brown,	Frisbee,	Reeves,
A. W. Buel,	Gies,	Richards,
H. S. Buel,	Goodwin,	Robison,
Bush,	Grace,	Sessions,
Bushnell,	Green,	Sharpe,
Carr,	Greenfield,	Smith,
Carpenter,	Kelley,	Starkweather,
Childs,	Kelsey,	E. H. Thomson,
Clark,	Kore,	R. Thompson,
Campau,	Lane,	Wallace,
Connor,	Loomis,	Watkins,
Dalton,	McMahon,	Wendell,
Daniells,	McKinley,	Wilkerson,
Davids,	Miles,	Woolnough,
Dickey,	Mitchell,	Wixson,
Driggs,	Monroe,	Speaker, 63

NAYS. 0.

Title agreed to.

On motion of Mr. E. H. Thomson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the following report was presented:

The committee on ways and means, to whom was referred

A bill to amend section 3, chapter 9 of an act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857,

Have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman.*

Report accepted and committee discharged.

Mr. Dickey moved that the bill be placed on its final passage.

Mr. A. W. Buel demanded the previous question.

Which was not ordered.

Mr. Starkweather moved to lay the bill upon the table,

Which was not adopted.

Mr. Campau moved that the House adjourn,

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Campau moved that the House adjourn,

Which was not adopted.

On motion of Mr. A. W. Buel,

The bill was placed on its final passage.

The bill, being

A bill to amend sec. 3, chap. 9, of an act entitled "an act to revise the charter of the city of Detroit," approved Feb. 5, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Gies,	Mr.	Perkins,
	Beers,		Gleasner,		Pratt,
	Beeson,		Goodwin,		Raymond,
	A. W. Buel,		Grace,		Reynolds,
	H. S. Buel,		Green,		Richardson,
	Bush,		Greenfield,		Robison,
	Bushnell,		Kelley,		Sessions,
	Childs,		Kelsey,		Sharpe,
	Campau,		Kore,		Smith,
	Dalton,		Lane,		E. H. Thomson,
	Dickey,		McMahon,		Warner,
	Driggs,		McDermott,		Watkins,
	Dunbar,		McKinley,		Wendell,
	Ferris,		Monroe,		Woolnough,
	Frisbee,		Newman,		Speaker,
	Gage,		Perry,		47

NAYS.

Mr.	Baldwin,	Mr.	Enos,	Mr.	Reeves,
	Beebe,		Fowler,		Richards,
	Benj. Brown,		Gilluly,		Starkweather,
	S. F. Brown,		Loomis,		Thomas,
	Carr,		Miles,		R. Thompson,
	Carpenter,		Mitchell,		Wallace,
	Connor,		Mulholland,		Wilkerson,
	Davids,		Newton,		Wixson, 24

Pending the announcement of the vote,

Mr. Baldwin moved that Mr. Carr be excused from voting;

Which was not adopted.

Mr. Woolnough moved that Mr. Goodwin be excused from voting;

Which was not adopted.

Mr. Childs moved that Mr. Reynolds be excused from voting;

Which was not adopted.

Title agreed to.

On motion of Mr. A. W. Buel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the committee on printing made the following report:

The committee on printing, to whom was referred

A bill to provide for a documentary history of Michigan,

Have had the same under consideration, recommend that the blank in section 2 be filled with the words "fifteen hundred," and that the bill do pass, and ask to be discharged from the further consideration thereof.

For Committee,

D. P. BUSHNELL.

The report was accepted, the committee discharged, the amendment concurred in, and the bill ordered engrossed for a third reading.

Mr. Daniells, by unanimous consent, introduced

A bill to lay out a State road from Saginaw city, in the county of Saginaw, to Alma, in the county of Gratiot,

Which was read twice and referred to the committee on towns and counties.

Mr. Carpenter, by unanimous consent, introduced

A bill to incorporate the village of Orion,

Which was read twice and referred to the committee on banks and incorporations.

On motion of Mr. E. H. Thomson,

The House adjourned till ten o'clock to-morrow morning.

Lansing, Friday, February 11, 1859.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Abbott.

Roll called: quorum present.

Absent on leave, Messrs. G. W. Brown and Felt.

PETITIONS PRESENTED.

By Mr. Campan: petition of Wm. Barclay and 34 others, for an amendment to the charter of Detroit;

Also, petition of G. Goldsmith and 60 others, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Daniells: petition of G. W. Sutton and 35 others, citizens of Gratiot and Saginaw counties, praying for a State road from St. Louis to Tittabawassee river, on a line of Saginaw city;

Referred to the committee on roads and bridges.

By Mr. Kelsey: petition of Jonathan Stewart, E. A. Gould, and 100 others, asking for a grant of certain swamp lands to Wm. S. Mead, of the county of Shiawassee;

Referred to the committee on public lands.

By Mr. Carr: petition of Charles Burch and 19 others, praying for the passage of the Senate bill now before the Legislature, amending that portion of the charter of the city of Detroit, relating to assessment of taxes in said city;

Also, petition of T. H. Hinchman and 34 others, for the same purpose;

Also, petition of Nelson Truckey and 32 others, of the city of Detroit, for the same purpose; also,

Petition of Samuel Ives and 38 others, of the city of Detroit, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Bancroft: petition of Geo. W. Burchell and 34 others, of the city of Detroit, for a law authorizing the election of ward assessors; also,

Petition of C. D. Turner and 55 others for the same purpose; also

Petition of Asa P. Moorman and 61 others for the same purpose; also,

Petition of J. Banning and 55 others for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Bush: remonstrance of David Whalen, A. Seaman, Thos. Mexfield and other citizens of Livingston county against restoring the death penalty;

Referred to the committee on judiciary.

By Mr. S. F. Brown: petition of Charles Fitzsimmons and 43 others, of the city of Detroit, for a law authorizing the election of ward assessors; also,

Petition of John Hull and 43 others for the same purpose; also,

Petition of W. Parker and 16 others, of the city of Detroit, for the same purpose;

Referred to the committee on banks and incorporations.

By Mr. Dalton: petition of G. W. Johnson, D. Whitney and 30 others, of Cazenovia, praying that said township may be attached to the county of Newago;

Also, remonstrance of all the voters of Cazenovia against the organization of the county of Muskegon;

Referred to the committee on towns and counties.

By Mr. Gies: petition of John H. Green and 53 others, of the city of Detroit, for a law authorizing the election of ward assessors;

Also, petition of Thos. Palmer and 50 others, for the same purpose;

Also, petition of Alexander Patton and 32 others, for the same purpose;

Referred to the committee on banks and incorporations.

Also, remonstrance of S. C. Case and 27 others, against any alteration of the Detroit city limits, so far as to effect the ninth ward;

Referred to the same committee.

By Mr. Newton: petition of James A. Lee and 26 others, for a prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Ferris: petition of B. W. Hornbeck and 30 others, of the city of Detroit for amendments to the city charter;

Also, petition of Henry Hubbard and 54 others, for the same purpose;

Also, petition of E. S. Over and 15 others, for the same purpose;

Referred to the committee on banks and incorporations.

REPORTS OF STANDING COMMITTEES.

By the committee on education:

Your committee, to whom was referred House bill No. 120, being

A bill to amend certain sections of the primary school law,

Beg leave to report back the bill with the following amendments:

In line 1, section 1, insert "The People of the State of Michigan enact."

Sec. 66, line 7, strike out the entire line.

And with these amendments, recommend that the bill do pass.

For the Committee,

FOSTER PRATT.

Report accepted, and committee discharged, and the amendments concurred in.

On motion of Mr. Pratt,

The bill was placed on its final passage.

The bill was then read a third time by its title, and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr	Ferris,	Mr.	Perry,
	Baldwin,		Fowler,		Perkins,
	Beers,		Gage,		Pratt,
	Beeson,		Gilluly,		Raymond,
	Brooks,		Greenfield,		Reynolds,
	Benj. Brown,		Kelley,		Richards,
	S. F. Brown,		Kore,		Robison,
	Carr,		Lane,		Sessions,
	Childs,		McDermott,		Sharpe,
	Daniells,		McKinley,		E. H. Thomson,
	Davids,		Miles,		R. Thompson,
	Dickey,		Monroe,		Warner,
	Driggs,		Mussey,		Watkins,
	Enos,		Newman,		Wixson,
	Fallass,		Newton,		Speaker, 45

NAYS.

Mr.	Bancroft,	Mr.	Connor,	Mr.	Green,
	Beebe,		Dalton,		Mulholland,
	Brewster,		Dunbar,		Reeves,
	H. S. Buel,		Frisbee		Starkweather,
	Bush,		Gies,		Thomas,
	Carpenter,		Glessner,		Wilkerson,
	Clark,		Goodwin,		20

Title agreed to.

By the committee on ways and means:

The committee on ways and means, to whom was referred,

A bill to carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas and other States to reclaim the swamp lands within their limits, approved Sept. 28, 1850,

Have had the bill under consideration, and report the same back with the following amendments, in which the concurrence of the House is respectfully asked:

In section 9, lines 16, 17 and 18, strike out the word "Fremont" wherever it occurs, and insert the word "Alpena."

In sec. 13, lines 3 and 4, strike out the word "ten shillings per acre," and insert the words "per acre established by sec. 19 of this act."

In sec. 18, strike out all after the word "receive," in line 4, down to the word "by," in line 6, and insert the words, "such confirmation as may be determined." Also, in line 7 of same section, strike out the words "applicable thereto."

All of which is respectfully submitted, and your committee ask to be discharged from the further consideration of the subject.

W. L. BANCROFT.

Report accepted, committee discharged, and the amendments concurred in.

On motion of Mr. Bancroft,

The bill was then ordered engrossed for a third reading.

By the committee on rivers and harbors:

The committee on rivers and harbors, to whom was referred the petition and memorial of certain citizens of the county of Monroe, praying for an appropriation of swamp lands, report that the committee have had the same under consideration, and request that said petition be referred to the committee on public lands, and ask to be discharged from the further consideration of the same.

S. MULHOLLAND, *Chairman.*

Report accepted, committee discharged, and the recommendation of the committee concurred in.

Mr. McDermott, by unanimous consent, introduced

A bill to amend an act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857;

Which was read twice, and referred to the committee on banks and incorporations.

By the committee on public lands:

The committee on public lands, to whom was referred Senate bill No. 125, being

A bill to provide for the drainage and reclamation of swamp lands by means of State roads and ditches,

Beg leave to report, that they have had the same under consideration and have directed their chairman to report the same back to the House, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

J. MONROE, *Chairman.*

Report accepted and committee discharged.

Mr. E. H. Thomson offered the following substitute for the bill reported by the committee:

A bill to carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas and other States, to reclaim the swamp lands within their limits, approved Sept. 28, 1850.

Sec. 1. *The people of the State of Michigan enact*, That the Commissioner of the State Land Office shall have the supervision and sale of the swamp lands granted to said State by an act of Congress, approved September 28, 1850, whether the title to said land has vested or may hereafter vest in said State, and said lands shall be sold and disposed of in the manner provided in this act.

Sec. 2. In every unorganized county of this State where any swamp lands lie, or to which any unorganized county or counties containing any such lands may now or hereafter be attached, the board of supervisors, at their first meeting after the passage of this act, shall appoint three commissioners, residents of such county or counties, who shall be denominated swamp land commissioners. Said commissioners shall hold their office for the term of three years, and within thirty days after their appointment shall take and subscribe the constitutional oath of office, and file the same with the treasurer of their county, together with a bond, to be approved by him, in such sum and with such conditions as said board of supervisors may direct; and notice of such appointment shall be immediately given by the county clerk of said county to the Commissioner of the State Land Office.

Sec. 3. Upon receipt of the notice provided for in the preceding section, said Commissioner shall cause to be prepared and forwarded forthwith to said county clerk, for the use of said swamp land commissioners, at least three lists, containing full and accurate descriptions of all the swamp lands lying within the limits for which said commissioners were severally appointed, and unsold at the date thereof.

Sec. 4. Having duly qualified as above provided, said commissioners, upon receipt of the lists aforesaid, shall proceed immediately to make an examination of all the lands embraced therein, and shall make a full report thereon, classifying them as reclaimable or irreclaimable, and specifying as to each description whether the same be valued principally for timber or for agricultural purposes; and as to the timbered lands they shall also return an apprisal of the value thereof per acre. Two copies of said report shall be delivered by said commissioners to the

treasurer of their respective counties, one of which he shall file in his office, and the other he shall mail the Commissioner of the Land Office; and such report shall be carefully preserved, and open at all times for public reference and examination.

Sec. 5. Such commissioners shall at the same time examine said lands with particular reference to a general system of drainage thereof, and as soon as practicable after such examination, shall prepare and submit to the board of supervisors, maps, plans and estimates for the drainage of such lands, together with any other lands in the vicinity thereof, which in their opinion would be enhanced in value by such system of drainage. And such plans, unless modified by a vote of two-thirds of such board, shall be the plan upon which such drainage shall be commenced and completed.

Sec. 6. The drainage of such land shall be commenced, prosecuted and completed under the provisions of an act entitled "an act to provide for the draining of swamps, marshes, and other low lands," approved February 17, 1857, and of the acts amendatory thereto, so far as the same are not inconsistent with the provisions of this act. But whenever, in the opinion of the board of supervisors of any county aforesaid, upon application of any twenty-five resident land-owners therein, additional drains for the reclamation of such swamp land, may be deemed necessary, such drains shall be made, under the direction of the commissioners and according to the provisions of the aforesaid act: *Provided*, That all plans or estimates which may involve an expenditure of over five hundred dollars, assessable on private property, shall be first submitted to the circuit court of such county, as provided in section six of the act aforesaid.

Sec. 7. All swamp lands owned by this State are hereby declared assessable for the quota of tax necessary to carry into effect the provisions of this act, so far as the same relate to drainage, and such assessment shall be carefully made with reference to the enhanced value of such lands to result from such drainage. But the quota of taxes charged to such lands, shall be payable only out of the swamp land fund, and if at any time there shall not be money in said fund applicable to the payment thereof, then such taxes shall be payable only as money may be received to the credit thereof, and in the order of priority.

Sec. 8. All taxes, chargeable to the swamp land fund, under the

provisions of this act, shall be certified by the clerk of the proper county, to the State Treasurer, who shall, as soon as may be thereafter, transmit the amount to the county treasurer. But the swamp land fund shall in no case be holden for an amount exceeding fifty per cent. of the aggregate value of said lands in any county where such taxes may be assessed.

Sec. 9. The Governor, by and with the advice and consent of the Senate, shall appoint a State Engineer, who, together with one of the commissioners provided for in each county, in section two of this act, (to be selected by themselves,) shall be commissioners to lay out and establish, upon the most direct and eligible routes, between the points and places hereinafter designated, the following State roads:

1. A road from the village of Allegan, through the counties of Allegan, Ottawa, Oceana, Mason, Manistee and Leelanau, to Northport, to be known as the Allegan and Northport State road.

2. From Lansing, through the counties of Ingham, Clinton, Gratiot, and thence, as near as may be practicable, on the county line, between Isabella and Midland, and Clare and Gladwin counties, through Roscommon, Crawford, Otsego and Emmet counties, to Little Traverse Bay, and thence to the Straits of Mackinac, to be known as the Lansing and Mackinac State road.

3. A road from Grand Rapids, in the county of Kent, to Newaygo, in the county of Newaygo, thence to the head of Grand Traverse Bay, thence to Northport, and from the head of the Grand Traverse Bay, to intersect the Lansing, Traverse Bay and Mackinaw State road, at the head of Little Traverse Bay, to be known as the Grand Rapids and Traverse Bay State road.

4. From Brockway, in the county of St. Clair, through the counties of St. Clair, Lapeer, Tuscola, Bay, Saginaw, Arenac, Iosco, Alcona and Alpena, to Alpena, to be known as the Brockway, Bay City and Alpena State road.

5. From Fremont, through the counties of Alpena, Montmorency and Otsego, to the line of the Lansing and Mackinac State road, to be called the Apena and

6. From the line of the Lansing and Mackinac State road, in the county of Crawford, through Crawford, Kalkasca and Grand Traverse counties, to Traverse City, to be called the Crawford and Traverse City State road.

7. From Bay City, through the counties of Bay, Midland, Isabella, Mecosta, Newaygo and Mason, to Pere Marquette, to be called the Bay City and Pere Marquette State road.

8. From the Straits of Mackinac to Sant Ste. Mary, to be called the Mackinac and Sant Ste. Mary State road.

9. From the Straits of Mackinac to Marquette, on Lake Superior; thence to the head of LeAnce Bay, and thence via Ontonagon to the Wisconsin State line, to be called the Mackinac and Wisconsin State road.

10. From Beaver Harbor to some point near the lighthouse on the south end of Beaver Island, to be called the Beaver Island State road.

11. From Port Austin, through the counties of Huron and Sanilac, to the line of the State road leading from Lexington to Lapeer, in township number nine north of range thirteen east, to be called the Sanilac and Huron State road.

Sec. 10. The engineer provided for in the following section of this act shall, before entering upon the duties of his office, take and subscribe the constitutional oath, which oath shall be filed with the Secretary of State. His term of office shall be three years, but he shall be subject to removal at the pleasure of the Governor, who may fill any vacancy in such office occasioned by removal or otherwise. The commissioners created by section two of this act may be removed and their places filled at any time by the board of supervisors of their respective counties.

Sec. 11. Said engineer shall prepare all plans and specifications for ditches, drains, culverts, sluices and bridges pertaining to any of the roads provided for in this act, together with estimates of the cost of such bridges, and also of the costs of such roads per mile. Such plans, specifications and estimates shall be filed in the office of the treasurer of the proper county, and no contract for any work herein provided for shall be let for a greater sum than estimated by said engineer, and all such work shall be let, done, and completed according to his plans and specifications.

Sec. 12. For the purpose of laying out and establishing the aforesaid roads, the commissioners created in pursuance of this act are hereby authorized to exercise all the powers, and in the same manner as are now exercised by commissioners of highways under the laws of this State.

Sec. 13. To secure the construction of the several roads aforesaid there is hereby appropriated of the money that may hereafter accrue from the sale of any swamp lands an average amount per mile on each of said roads, not exceeding the value of five hundred acres of said lands at the minimum price per acre established by sec. 19 of this act, and any contractor for work or materials on any of said roads, may elect to take lands in lieu of money in payment thereof, in which case such election shall be stated and such lands described in said contract, and the lands so described shall be withdrawn from market until after the time specified for the full completion of all the work provided to to be done under such contract: *Provided*, That such lands shall be within the county where such contract is to be performed. *And provided also*, That the commissioners appointed under section two of this act, may elect whether more than fifty per cent, of the aggregate amount to accrue to their respective counties, shall be expended in building said roads, or shall be applied towards draining the swamp lands therein, as hereinbefore provided; and notice of such election shall be forthwith filed with the county treasurer.

Sec. 14. The money applicable to the systems of roads aforesaid, shall be annually apportioned by the State Treasurer, among the several counties, in proportion to the quantity of swamp lands sold them; and no contract for any of said roads, exceeding the amount determined by the commissioners to be applicable thereto, shall be made until the next annual apportionment by the State Treasurer, unless such contracts shall be payable in swamp lands, as herein provided.

Sec. 15. At least thirty days public notice shall be given of the time and place of letting all contracts for work up n any of said roads, by by publishing notice thereof in some newspaper published in the county in which such work is to be done; or, if no newspaper be published in such county, then notice shall be given in some newspaper published in the place nearest thereto, and in two newspapers in the city of Detroit; and such notice shall also be posted in at least ten of the most public places iu the county in which such letting is to take place; and no such contract shall be valid unless the provisions of this section shall have been faithfully complied with by the commissioners.

Sec. 16. All contracts for work on any of said roads shall be let, and said roads completed in consecutive sections, as may be directed by the commissioners of each county. Every such contract shall be in writing,

and shall not be valid until a copy of the same shall have been filed in the office of the county clerk of the proper county; and any such contract may be canceled by the board of supervisors at any time within sixty days after the making thereof.

Sec. 17. Upon the completion of all the work by any contract required to be done on any of said roads, it shall be the duty of the commissioners for said road to certify, officially, to such completion, according to the terms of such contract; and upon the presentation of such certificate, if payable in money, to the county treasurer, he shall pay the same from any money in the treasury applicable to the construction of said road; and if there be no money in the treasury applicable thereto, the treasurer shall endorse the date of the presentation of such certificate thereon, and the same shall thereafter bear interest; if payable in land, the Commissioner of the State Land Office, upon like presentation and the surrender of the contract, shall cause to be issued from the proper department patents for the lands described therein: *Provided*, That before any such payment, either in land or money, shall be made, it shall be competent for the Governor, and he may, at his discretion, appoint a special commissioner to examine and certify on oath to the completion and fulfillment of any contract, or the progress made towards such completion, upon any of said roads; and in case such special commissioners shall be appointed, no payment shall be made except upon his certificate of completion, as aforesaid.

Sec. 18. The compensation of the engineer shall be three dollars per day for the time actually employed in the discharge of his duties under this act, and his account for the same shall be audited by the Board of State Auditors, and paid out of any money in the treasury belonging to the swamp land fund. Said commissioners shall receive such compensation as may be determined by the board of supervisors, and be payable out of any moneys in the county treasury; but no one commissioner shall receive pay for services individually performed by him, unless such services shall have been agreed upon by a majority of such commissioners, and the claimant have been duly authorized to perform the same.

Sec. 19. The minimum price of all reclaimable agricultural lands shall be one dollar and twenty-five cents per acre; the minimum price of all timbered lands shall be such sum per acre as may be affixed to them by the commissioners, as provided in section four of this act; but

in all organized counties, said prices shall be reduced ten per cent. on and after the first day of January, in each year, until the same shall reach the common minimum of twenty-five cents per acre.

Sec. 20. Any white inhabitant of this State may file with the Commissioner of the State Land Office an affidavit of his intention to enter upon and cultivate any single tract of swamp land, not exceeding 160 acres, classified as reclaimable or agricultural, which affidavit shall also contain an affirmation that the applicant is not the owner of any land in any state or territory of the United States, and the tract thus applied for shall be immediately withdrawn from market; and if, at the expiration of three years thereafter, such inhabitant, or his heirs, shall file with said Commissioner satisfactory proof that he or they have resided upon and cultivated said tract, or a reasonable portion thereof, during said term of three years, such Commissioner shall cause to be issued from the proper department a patent for said tract to said inhabitant or his heirs.

Sec. 21. Whenever the roads and drainage provided for in this act shall have been constructed and completed in any county, the proceeds of the sales of the swamp lands therein shall go into the general fund, and be appropriated exclusively to the payment of the indebtedness of this State incurred on account of the five million loan.

Sec. 22. All moneys hereafter received on account of sales of swamp lands, excepting such as have been paid into the primary school fund, are hereby appropriated toward carrying into effect the provisions of this act, and shall be apportioned as herein provided.

Sec. 23. All acts and parts of acts contravening the provisions of this act are hereby repealed.

Mr. E. H. Thomson called for the yeas and nays on the substitute.

Which call was seconded.

And the substitute was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Carpenter,	Mr. Kelsey,
Beeson,	Connor,	McDermott,
A. W. Buel,	Davids,	McKinley,
H. S. Buel,	Frisbee,	Reeves,
Bush,	Gies,	Smith,
Bushnell,	Grace,	E. H. Thomson,18

NAYS.

Mr. Allen,	Mr. Gilluly,	Mr. Phelps,
Baldwin,	Goodwin,	Pratt,

Beebe,	Green,	Raymond,
Beers,	Greenfield,	Reynolds,
Brewster,	Kelley,	Richards,
Brooks,	Kore,	Robison,
Benj. Brown,	Lane,	Sessions,
S. F. Brown,	McMahon,	Sharpe,
Childs,	Miles,	Starkweather,
Daniells,	Mitchell,	R. Thompson,
Dickey,	Monroe,	Wallace,
Driggs,	Mussey,	Watkins,
Enos,	Mulholland,	Wendell,
Fallass,	Newman,	Wilkerson,
Ferris,	Newton,	Woolnough,
Fowler,	Perry,	Wixson,
Gage,	Perkins,	Speaker, 51

Mr. Baldwin moved to amend by adding a new section, as follows:

"A road from Allegan, in Allegan county, by way of Ferrysburgh, in Ottawa county, by the head of Muskegon lake to the village of Manistee, in the county of Manistee, thence to Northport on Grand Traverse Bay.

The amendment was not adopted.

Mr. McMahon moved to insert in section 1, line 4, after the word "Roscommon," the words, "and thence to Mackinac."

Mr. A. W. Buel moved to amend by adding to section 1 the following, to stand as subdivision 10:

"10. A road from Lansing, in the county of Ingham, to Mackinac, to be known as the Lansing and Mackinac road."

Mr. Kore demanded the previous question;

Which was ordered.

The motion to amend by adding subdivision 10, was not adopted.

The motion to insert, "and thence to Mackinac," after the word "Roscommon," in line 1, section 4, was not adopted.

The question recurring on the passage of the bill, the same being

A bill to provide for the drainage and reclamation of swamp lands by means of State roads and ditches,

It was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perry,
Baldwin,	Gilluly,	Phelps,
Beers,	Goodwin,	Pratt,
Brooks,	Greenfield,	Raymond,

Benj. Brown,	Kelley,	Reynolds,
Carr,	Kelsey,	Richardson,
Childs,	Kore,	Robison,
Campau,	Lane,	R. Thompson,
Connor,	Loomis,	Warner,
Daniells,	McMahon,	Watkins,
Davids,	McKinley,	Wilkerson,
Dickey,	Mitchell,	Woolnough,
Driggs,	Monroe,	Wixson,
Enos,	Mussey,	Speaker,
Ferris,	Newton,	44

NAYS.

Mr. Bancroft,	Mr. Dalton,	Mr. Newman,
Beebe,	Dunbar,	Perkins,
Beeson,	Fallass,	Richards,
Brewster,	Fowler,	Sessions,
S. F. Brown,	Frisbee,	Sharpe,
A. W. Buel,	Gies,	Smith,
H. S. Buel,	Gleasner,	Starkweather,
Bush,	Grace,	Thomas,
Bushnell,	Green,	E. H. Thomson,
Carpenter,	Miles,	Wallace,
Clark,	Mulholland,	Wendell, 33

The title was agreed to.

Mr. Carr rose to a question of privilege, and asked unanimous consent of the House to change his vote upon the motion to indefinitely postpone the joint resolution in relation to universal suffrage.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to authorize the Supervisors of Saginaw county to build a bridge across the Tittibewassee river, and making an appropriation therefor;

And also, a petition of the Supervisors of Saginaw county praying for an appropriation of two thousand acres of swamp lands for said purpose;

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend that said bill do not pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

By the committee on roads and bridges.

The committee on roads and bridges, to whom was referred

A bill to lay out a State road from Saginaw city in the county of Saginaw, to Alma, in the county of Gratiot,

Would report that they have had the same under consideration, and have instructed me to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

Mr. Childs moved that the bill be placed on its final passage;

Which was adopted.

The bill, entitled

A bill to lay out a State road from Saginaw city, in the county of Saginaw, to Alma, in the county of Gratiot,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Newman,
Baldwin,	Ferris,	Newton,
Bancroft,	Frisbee,	Perry,
Beebe,	Gies,	Reynolds,
Beers,	Glessner,	Richards,
Beeson,	Goodwin,	Richardson,
Brooks,	Grace,	Sessions,
Benj. Brown,	Kelley,	Sharpe,
S. F. Brown,	Kore,	Smith,
Bush,	Lane,	E. H. Thomson,
Carr,	McMahon,	E. H. Thomson,
Carpenter,	McDermott,	Wallace,
Childs,	McKinley,	Warner,
Connor,	Miles,	Watkins,
Daniells,	Mitchell,	Woolnough,
Dickey,	Monroe,	Woolnough,
Drigga,	Mussey,	Speaker, 51

NAYS. 0

Title agreed to.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to organize the county of Mecosta, and to locate the county seat thereof;

Also,

A bill to authorize the common council of the city of Jackson, to levy and collect certain paving assessments;

Also,

A bill to authorize school district No. 1, of the Township of Kalamazoo, to loan money;

Also,

A bill to amend sec. 7, chap. 99, of the revised statutes of 1846, compiled laws vol. 2, sec. 4161;

Also,

A bill to amend section 10, of an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855, compiled laws vol. 1, sec. 1454;

Also,

A bill to amend act 187 of session laws of 1857, entitled "an act to organize the township of Pierson in the county of Mecosta, approved Feb. 17, 1857;

Also,

Joint resolution to provide for an amendment to the constitution, concerning banking corporations.

E. PERRY, *Chairman.*

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the village of Orion,

Report that they have had the same under consideration, and herewith respectfully report them back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

The report was accepted, the committee discharged, and the bill ordered to a third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the Flint and Pere Marquette Railway Company to purchase the rights, property and franchises of the Genesee and Oakland Railroad Company,

Respectfully report that they have had the same under consideration,

and instructed me to report the same back to the House, without amendment, recommend its passage, and ask to be discharged from the further consideration thereof.

For the committee,

GEO. W. ALLEN.

Report accepted and committee discharged.

On motion of Mr. E. H. Thomson,

The bill was ordered to a third reading.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

A bill to provide for laying out and establishing a certain State road in Manitou county,

Would respectfully report that they have had the same under consideration, and after due deliberation have instructed their chairman to report the same back to the House, recommend that it do not pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Reported accepted, committee discharged and the bill laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to provide for the organization of the township of Fairbanks

Ask leave to report the same back to the House without amendment recommend its passage, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, committee discharged and the bill laid on the table.

By the committee on education:

The committee on education, to whom was referred the memorial of the Trustees of Kalamazoo College, praying for the passage of a law to provide normal instruction in certain colleges, and sundry other petitions to the same effect, beg leave to report, that they have had the said memorials under consideration, and have instructed me to report as follows:

The demands upon the present Legislature for appro-

priations of money are so numerous, and for amounts so large, that your committee are constrained, much against their inclination, to decline a recommendation to appropriate money for the above purpose. They do this with less reluctance than they otherwise would, since the proposed plan for providing normal instruction in various colleges does not appear to have been generally acted on by those in charge of the institutions; but we are so confident that the plan proposed will meet the decided approbation of said institutions not only, but of the people of the State, that we are of the opinion that the plan will be put in more efficient operation at a subsequent session, than it can possibly be at the present, with the limited time for the full consideration of the matter that is now left us.

Your committee need not dwell upon the deep interest manifested by the people of Michigan in the cause of education, nor need we argue the necessity of providing for our primary schools thoroughly educated teachers. Your memorialists say, in reference to the means of supplying this need, "we have long felt the inadequacy of the present provision for educating teachers for our common schools. So many thousands are required, that our excellent Normal School can do but little towards supplying the demand. There are a great number of townships which have never yet reaped any benefit from the Normal School. To multiply such institutions, so as to meet the wants of the schools throughout the State would involve a great expense, too great to be wisely incurred. We submit the plan of empowering the Board of Education to make some arrangements with the several colleges of the State, by which a normal department shall be sustained in these institutions, and made free to all who wish to be educated as teachers. We think all these institutions which have a sufficient corps of teachers, suitable buildings, libraries and other fixtures, could make arrangements to sustain the

same course of instruction as that now pursued at the State Normal School without very great additional expense."

Those collegiate and classical institutions whose reports we find in the volume of "Michigan School Reports," just published, represent an aggregate capital of very nearly $350,000; and during the year 1858 these institutions have furnished facilities for education, to 2176 students. This is an exhibition of strength not only, but of practical results, which your committee were surprised to find; and we now submit to your honorable body, and through you to the people of the State of Michigan, if this is not a department of our educational system that should be fostered and encouraged. What, we would enquire, has the State of Michigan as yet done for this class of institutions? She is jealous, and justly so, of the welfare of her primary schools; she is proud, and justly so, of her university, and one branch of this legislative body has just appropriated $7,000 a year for all time to come, for the support of the latter. Permit us to inquire if the intermediate schools, the colleges and academies, male and female, that occupy, together with our union schools, the middle ground, do not deserve your notice and fostering care quite as much as the university? How can this encouragement be extended?

If it be admitted (as all will admit,) that normal instruction is needed to an extent very far beyond what can be secured by any opportunities now offered; and if it be admitted (as all will admit,) that it is idle to think of erecting and supporting the number of normal schools necessary for the purpose; and if it be admitted (as all will admit,) that by distributing the facilities for normal instruction all over the State, you will thereby secure the advantages of this kind of instruction to a far greater number of persons than if the same opportunities were centralized, anp thereby directly, and to a surprising degree, improve the quality of the instruction

offered in your primary schools, then it does appear to the committee as conclusive that the plan which is here presented offers to the State of Michigan the cheapest and most efficient system of normal instruction possible under existing circumstances, and at the same time encourages and fosters the collegiate institutions of our State.

To secure both these results, that all admit are so highly desirable, it is proposed to place a sum of money annually at the disposal of the Board of Education, to be used by them in making some equitable arrangements with the various classical institutions for sustaining a course of normal instruction, similar to that now pursued at Ypsilanti. Your memorialists say that $2,000 a year would probably enable any of these institutions to maintain such a course. Suppose six institutions should be embarked in such an enterprise, and facilities for normal instruction be offered free of expense to all who might seek them, the entire cost would not exceed twelve thousand dollars; and your committee are of the opinion that this result can be accomplished for less money. But the *entire sum*, you will perceive, is only a trifle over the annual cost of sustaining the *single* institution at Ypsilanti; and any person who reflects a moment upon the subject will be brought to the conclusion that certainly four times the number that are now received at the State Normal School, can be accommodated by this plan. As a plan for furnishing normal instruction, then, it is *cheap* and it is *efficient*. It will not only benefit the individuals receiving the instruction, but the benefits will flow back four-fold to the State in the improved character of instruction afforded in your primary schools; and in addition, it is a plan by which you will render essential aid to this class of institutions, which in a State like ours, and indeed everywhere, must ordinarily struggle a long time with great pecuniary embarrassment.

They offer you the use of buildings, philosophical and chemical apparatus, and libraries, of a value altogether of

not less than $300,000. They offer you the advantages of organized corps of professors and teachers; they offer you the immediate advantage which you may derive from having their classes formed and all their scholastic appliances in operation; they offer to furnish the same course of instruction which is now pursued at Ypsilanti, under the direction of the Board of Education; they offer also accommodations at once to four times the number of attendants that can be so accommodated at your Normal School; and they offer these incalculable advantages for a sum too paltry to be considered—not over $2,000 for any institution. Is not this a plan worth your serious attention, and one, if put in operation, that is certain of a rich harvest of beneficent results? one, too, general in its operation, and certain to be popular with the people?

Respectfully submitted in behalf of the committee.

FOSTER PRATT.

Report accepted, laid upon the table, and ordered printed.

By unanimous consent, the Speaker announced the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 10, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to amend section 144, of chapter 114 of the revised statutes of 1846, being section 3,597 of the compiled laws of 1857, in relation to appeals in chancery;

A bill to authorize the First Congregational church and society of Jackson to borrow money, and to make a bond and mortgage to secure the payment thereof;

A bill to authorize school district No. 1, of the city and township of Niles to raise moneys for school purposes;

A bill to change the name of the township of Salem, in the county of Allegan, in the State of Michigan;

A bill to amend sections 4 and 8 of an act entitled an act to revise

an act entitled an act to provide for the removal of the State Land Office to the seat of government, approved Feb. 13, 1855;

A bill to repeal section 20 of an act disposing of certain lands for railroad purposes, approved Feb. 14, 1857;

A bill to amend an act entitled an act for the establishment of a State agricultural school, approved Feb. 12, 1855;

A bill to amend chapter 26, (section 1,116 of the compiled laws,) relative to ferries;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on judiciary.

The second named bill was read twice and referred to the committee on banks and incorporations.

The third named bill was read twice and referred to the committee on education.

The fourth named bill was read twice and referred to the committee on towns and counties.

The fifth named bill was read twice and referred to the committee on State affairs.

The sixth named bill was read twice and referred to the committee on public lands.

The seventh named bill was read twice and referred to the committee on education.

The eighth named bill was read twice and referred to the committee on banks and incorporations.

Also the following:

SENATE CHAMBER,
Lansing, February 10, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following Senate bill:

A bill for the incorporation of insurance companies, and defining their powers and duties;

Also,

A bill to regulate fisheries in the waters of the State of Michigan;

Also,

A bill to prohibit the manufacture of lumber wagons and sleighs in the State Prison at Jackson;

Also,

A bill to encourage the manufacture of salt in the State of Michigan;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on banks and incorporations.

The second named bill was read twice and referred to the committee on State affairs.

The third named bill was read twice and referred to the committe on State Prison.

The fourth named bill was read twice and referred to the special committee on salt springs.

Also, the following:

SENATE CHAMBER,
Lansing, February 10, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives, the following:

A bill to amend an act entitled an act disposing of certain grants of land made to the State of Michigan for railroad purposes, approved June 3, 1856, approved Feb. 4, 1857.

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on public lands.

Also, the following:

SENATE CHAMBER,
Lansing, February 10, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to amend an act to provide for laying out and establishing a State road in the county of Sanilac, approved Feb. 4, 1858;

A bill to provide for the laying out and establishing of a State road in the counties of Midland, Bay, Tuscola and Huron;

A bill to authorize the agent of the State prison to take a lien upon the property of contractors for convict labor;

A bill to amend section 2,033 of the compiled laws, relative to gifts, bequests and legacies to religious societies;

A bill to authorize the Tecumseh and Dundee plank road company to discontinue portions of their road, and for other purposes;

A bill to amend section 15, chapter 75 of the compiled laws, relative to the annual report of the board of regents of the University of Michigan;

A bill to provide for laying out and establishing a State road from Port Hope, in the county of Huron, to Saginaw Bay;

A bill to provide for reviewing certain judgments of the circuit court;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on roads and bridges.

The second named bill was read twice and referred to the committee on roads and bridges.

The third named bill was read twice and referred to the committee on judiciary.

The fourth named bill was read twice and referred to the committee on judiciary.

The fifth named bill was read twice and referred to the same committee.

The sixth named bill was read twice and referred to the committee education.

The seventh named bill was read twice and referred to the committee on roads and bridges.

The eighth named bill was read twice and referred to the judiciary committee.

Also, the following:

SENATE CHAMBER,
Lansing, February 10, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives, the following Senate bills:

A bill to provide for the repairing, preservation and operating of the Ship Canal around the Falls of St. Mary, and to perform the trust respecting the same;

Also,

A bill to amend section 1014, of the compiled laws in relation to the duties of commissioners of highways;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and referred to the committee on State affairs.

The second named bill was read twice and referred to the committee on internal improvements.

Also the following:

SENATE CHAMBER,
Lansing, February 10, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to authorize the President, Directors and Company of the Farmers' and Mechanics' Bank of Michigan to issue preferred stock;

Which has passed the Senate by the votes of two-thirds of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on banks and incorporations.

MOTIONS, RESOLUTIONS AND NOTICES.

Mr. E. H. Thomson moved that the Governor's message vetoing the bill donating 640 acres of swamp land to Mrs. Henry D. Rogers be taken from the table;

Which was adopted.

The question recurring upon reconsidering the vote whereby the bill was passed, the same was not reconsidered.

The question recurring upon the passage of the bill, it was not passed, two-thirds of all the members elect not voting for the same, by yeas and nays as follows:

YEAS.

Mr. Carr,	Mr. Lane,	Mr. Richardson,
Davids,	Mitchell,	Robison,
Grace,		7

NAYS.

Mr. Bancroft,	Mr. Fallass,	Mr. Perry,
Beers,	Ferris,	Perkins,
Beeson,	Frisbee,	Pratt,
Brewster,	Gage,	Raymond,
Brooks,	Gleasner,	Reeves,
Benj. Brown,	Goodwin,	Reynolds,
S. F. Brown,	Green,	Sharpe,
H. S. Buel,	Kelley,	Smith,
Bushnell,	Kelsey,	Starkweather,
Carpenter,	Loomis,	Thomas,
Childs,	McMahon,	E. H. Thomson,
Clark,	McKinley,	R. Thompson,
Dalton,	Miles,	Watkins,
Daniells,	Mussey,	Wendell,
Dickey,	Mulholland,	Wilkerson,
Driggs,	Newman,	Woolnough,
Dunbar,	Newton,	Speaker,
Enos,		53

Mr. Pratt offered the following:

Resolved, That five hundred extra copies of the report of the committee on education relative to the establishment of normal instruction in the colleges of the State, be ordered printed for the use of the House;

Which was adopted.

Mr. Reeves offered the following:

Resolved, That the Board of State Auditors be and they are hereby instructed to report to the House the cost of compiling, printing and binding the laws of 1857;

Which was not adopted.

Mr. Smith moved that the minority report of the committee on agricultural college be taken from the table, and 500 copies be ordered printed for the use of this House.

Which was not adopted.

Mr. Smith offered the following:

Resolved, That the Board of State Auditors be and are hereby instructed to report to this House the amounts audited by them for grading and improving the new capitol square, during the years 1855, '56, '57 and '58, with the items thereof.

Which was not adopted.

Mr. Bushnell offered the following:

Resolved, That the Board of State Auditors be and they are hereby requested to report to this House a statement of the allowances made by said board since the date of their last annual report.

Mr. McMahon moved to take from the table

Senate bill No. 47, being

A bill to provide for the election of officers of school district No. 11, of the city and township of Ann Arbor, &c.,

Which was adopted.

Sundry amendments were made to the bill,

And it was ordered engrossed for a third reading.

On motion of Mr. McMahon,

The bill was placed on its final passage.

The bill, being

A bill to provide for the election of officers of school district No. 11, of the city and township of Ann Arbor, and to define the powers and duties of such district officers,

Was read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Perry,
Beers,	Ferris,	Perkins,
Brooks,	Frisbee,	Phelps,
Benj. Brown,	Gage,	Pratt,
S. F. Brown,	Gleasner,	Raymond,
A. W. Buel,	Goodwin,	Richards,
H. S. Buel,	Grace,	Sharpe,
Bush,	Greenfield,	Smith,
Bushnell,	Kelley,	E. H. Thomson,
Carpenter,	Kelsey,	R. Thompson,
Childs,	Lane,	Warner,
Clark,	McMahon,	Watkins,
Campau,	McKinley,	Wendell,
Daniells,	Mitchell,	Wilkerson,
Davids,	Mulholland,	Woolnough,
Dickey	Newman,	Wixson,
Driggs,	Newton,	Speaker, 51

NAYS.

Mr. Carr, 1

Title agreed to.

By unanimous consent, the committee on banks and incorporations presented the following:

The committee on banks and incorporations, to whom was referred

A bill to provide for the election of an assessor in each ward in the city of Detroit,

Respectfully report, that they have had the same under consideration, and herewith report the bill back without amendment, recommend its passage, and ask to be discharged.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

Mr. A. W. Buel moved that the bill be indefinitely postponed.

Pending which,

On motion of Mr. Loomis,

The House took a recess until 2 o'clock.

AFTERNOON SESSION.

2 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called: quorum present.

The House had under consideration

A bill to amend act entitled an act to revise the charter of the city of Detroit, approved Feb. 4, 1857.

The question pending, being the motion to indefinitely postpone the bill;

Which was withdrawn by the mover.

On motion of Mr. Campau,

The bill was laid upon the table.

Mr. McMahon, in accordance with previous notice, leave being granted, introduced

A joint resolution proposing an amendment to the constitution concerning the elective franchise,

Which was read twice and referred to the committee on the judiciary.

Mr. McMahon, by unanimous consent, introduced

A joint resolution ceding the Upper Peninsula to the General Government,

Which was read twice and referred to the committee on Indian affairs.

Mr. Dickey moved to discharge the committee of the whole from House bill No. 80, being

A bill making appropriations for constructing, furnishing and completing the House of Correction;

Which was adopted.

On motion of Mr. Dickey,

The bill was placed on its final passage.

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Perkins,
Beeson,	Goodwin,	Phelps,
Brewster,	Grace,	Pratt,
Benj. Brown,	Green,	Raymond,
S. F. Brown,	Greenfield,	Reynolds,
Carr,	Kelley,	Richards,
Childs,	Kelsey,	Robison,
Clark,	Lane,	Sessions,
Campau,	Loomis,	Sharpe,
Daniells,	McKinley,	E. H. Thomson,
Dickey,	Miles,	R. Thompson,

Driggs,	Mitchell,	Wallace,	
Enos,	Monroe,	Warner,	
Fallass,	Mussey,	Watkins,	
Ferris,	Mulholland,	Wilkerson,	
Fowler,	Newman,	Wixson,	
Gage,	Newton,	Speaker,	51

NAYS.

Mr. Bushnell,	Mr. Frisbee,	Mr. Smith,	
Dalton,	Reeves,	Woolnough,	6

The title was agreed to.

Mr. Starkweather moved to discharge the committee of the whole from the further consideration of House bill No. 116, entitled

A bill to provide for the care and management of the State library;

Which was adopted.

Mr. Starkweather moved that the bill be placed on the order for third reading.

Mr. Dickey moved that the bill be indefinitely postponed;

Which was not adopted.

The bill was then ordered to a third reading.

On motion of Mr. Pratt,

The bill was placed on its final passage.

The Speaker called Mr. Mussey to the chair.

The Speaker moved that the bill be recommitted to the committee on education with instructions to so amend the bill as to provide that the library shall be opened for the use of the citizens of the State every day of each week except Sundays;

Mr. Dickey moved to amend the instructions so as to provide that the State Librarian shall be deputy Superintendent of Public Instruction.

Which amendment was accepted.

Mr. Reynolds moved to amend the instructions so as to require the Superintendent to give bonds for the faithful discharge of his duties as librarian and the preservation of the library.

Which amendment was accepted.

And the motion to recommit with instructions, was not adopted.

The bill, being

A bill to provide for the care and management of the State library,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Goodwin,	Mr. Richards,
Baldwin,	Green,	Robison,
Brewster,	Greenfield,	Sessions,
Brooks,	Kelsey,	Sharpe,
S. F. Brown,	Lane,	Starkweather
Bush,	McMahon,	E. H. Thomson,
Childs,	Miles,	R. Thompson,
Connor,	Mussey,	Wallace,
Dunbar,	Mulholland,	Warner,
Enos,	Newman,	Watkins,
Fallass,	Newton,	Wendell,
Fowler,	Perkins,	Wilkerson,
Gage,	Pratt,	Woolnough
Gilkaly,	Reynolds,	Wixson,
Gleasner,		43

NAYS.

Mr. Carr,	Mr. Driggs,	Mr. Monroe,
Carpenter,	Frisbee,	Reeves,
Daniells,	Grace,	Speaker,
Dickey,		10

Title agreed to.

Mr. Pratt moved that the bill be ordered to take effect on the first day of April;

Which was not adopted.

Mr. Daniells offered the following:

Resolved, That no member shall hereafter occupy the floor for a longer period than five minutes, in speaking on any one question;

Which was not adopted.

Mr. McMahon moved that the report of the special committee to investigate and report the condition of certain railroad companies, and to inquire into and report as to the truth of all charges and rumors of bribery made against each or any of said companies be made the special order for 7 o'clock this evening;

Which was adopted.

Mr. Monroe moved that Senate bill No. 111, being

A bill for the relief of railroad companies,

Be made the special order for this evening;

Which was adopted.

Mr. Mussey moved that the committee of the whole be discharged from the further consideration of House bill No. 100, being

A bill to abolish the fees of clerks in the Supreme Court,

And the bill be placed on the order for a third reading;

Which was adopted.

The Speaker, by unanimous consent, announced the following:

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,
Lansing, February 11, 1859.

To the House of Representatives:

I return to you a bill entitled "an act to provide for settlements and compromises by partners and joint debtors."

I cannot sign this bill. The constitution requires the Executive, whenever a bill is presented for his signature which he disapproves of, to return it, with his objections, to the House in which it originated. This bill is an innovation upon the common law. It changes a rule which, for more than two hundred years, has been familiar with the mercantile world, and puts in its place an untried experiment. For this reason alone, the Legislature should pause and deliberate well, before taking such a step.

The bill under consideration allows the creditor of a firm or partnership, upon its dissolution, to settle with any member of such firm or partnership, upon such terms as such member and creditor may agree, and upon the consummation of the settlement such partner is forever discharged from all liability to the creditor by reason of the copartnership debt. The bill further authorizes the creditor, after such settlement, to sue the other members of the firm and recover from them the whole amount of the debt, leaving the debtors thus sued to their action for contribution against the copartner with whom the settlement was made. This bill also applies equally to partnerships now existing and to such as may be hereafter formed, thus giving it a retrospective and prospective effect. Under our present law each partner has a direct interest in the prosperity and welfare of the whole firm, and in the payment of its debts. It should be the policy of the Legislature to encourage the formation of partnerships. This bill, in my opinion, has a contrary effect. It allows a partner, on the dissolution of the firm, to seek out the creditor, and negotiate for a personal discharge from the partnership liabilities, thereby throwing the entire responsibility of the payment of the debts over upon the remaining members of the firm. So long as each member of the firm is liable for the full payment of

the debts, each will be watchful, diligent, and prudent in the management of the business.

I would find no fault with this bill if it provided that in case of a settlement by a creditor with one of two partners, the other partner should thereby be discharged from one-half the liability of the firm. But this bill makes no such provision. Let me suppose that A, B and C are partners owing D three thousand dollars. A dissolves the partnership, and immediately applies to D, and obtains a settlement and discharge of all liabilities growing out of the above indebtedness. It would seem to me that inasmuch as D has voluntarily settled upon his own terms with A, and thereby released one-third of the members of the firm from all liability on account of the partnership indebtedness, that the remaining members of the firm should at the same time be released from one-third part of the indebtedness.

This bill, however, still authorizes D to see B and C, and recover from them the whole three thousand dollars, and simply leaves them a remedy against A in an action for contribution. The effect of this bill, in my opinion, is to hold out an inducement to fraud and perjury, and should it become a law will increase litigation and change the honest, confiding partner into a spy upon his fellow partner. I do not think the interest of the community demands the passage of such a law, and more especially as it is to operate upon partnerships already existing Entertaining these views I have deemed it my duty to withhold my signature from this bill, and respectfully return it to you.

M. WISNER.

Mr. A. W. Buel moved that message be laid on the table.

Which was adopted.

Mr. Monroe, by unanimous consent, introduced

A bill to extend the Ionia and Houghton lake State road to the straits of Mackinac.

Which was read twice and referred to the committee on public lands.

REPORTS OF STANDING COMMITTEES.

By the judiciary committee:

The committee of the judiciary, to whom was referred Senate bill to repeal joint resolution No. 31, Session Laws of 1857, entitled "joint resolution for the aid and relief of emigrants from Michigan to the Territory of Kansas;" also Senate bill to amend section 7, chapter 152, of

the compiled laws, relative to writs of habeas corpus, have had the same under consideration, and respectfully report them back to the House, without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

The same committee have had under consideration

A bill to amend chapter 175 of the compiled laws,

Report the same back to the House, with the following amendment: insert the word "as" before the word "ten," in the 34th line; request the concurrence of the House therein, recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

The amendment to the last named bill was concurred in, and the bills were severally placed upon the order for third reading.

The committee on the judiciary, to whom was referred

A bill to amend chapter 111 of the compiled laws, entitled of masters, apprentices and servants,

Have had the same under consideration, and have instructed their chairman to report the same back with a recommendation that it do not pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and the bill laid on the table.

By the committee on State affairs:

Your committee, to whom was referred a large number of petitions praying for some law providing for a registry of legal voters, and who had also referred for them a bill providing for and granting the prayer of said petitioners, report:

The petitions above referred to have been received from the East, from the West, from the North and from the South; they come from men of all classes in our State; lawyers, doctors, farmers and mechanics; men of all professions, and of all creeds, and of all parties—Republicans, Democrats and Silver Greys. Therefore a majority of your committee are of the opinion that said bill should be passed, and they are led in a great measure to form said opinion from their knowledge that said bill was drawn up with the utmost care by a man occupying the highest legal position in the State, and if your committee had

doubts of the practicability of carrying out such a law, such doubts must have given way when they became aware of the fact that such legal ability and talent had been employed upon said bill in all its details.

Your committee never had any doubt of the necessity of such a law knowing that the great privilege of the elective franchise has been more abused than any other of the great and inestimable privileges peculiar to our country.

Designing men, some seeking their own personal aggrandizement and others in the service of those who inveigle, corrupt and induce the ignorant and unfortunate of our land to disobey and break (and by so doing bring into disrepute) the laws of the country, heretofore enacted to guard and preserve the purity of the ballot box; thereby jeopardizing the liberty and happiness secured and transmitted to us by the founders of this our incomparably enlightened and happy country. The civil and religious liberty we enjoy were secured and transmitted to us by men who rendered themselves immortal as patriots, and at the cost of too much of their blood, time and treasure to be lightly treated or cheaply held. In the opinion of a majority of your committee, there is no better way to secure the destruction of those civil and religions blessings than to corrupt the ballot box and bring the elective franchise into disrepute and contempt.

Therefore, hoping and expecting that the bill herewith reported, if passed, may tend to purify our elections and elevate them in the estimation of the people at large, a majority of your committee recommend the passage of the same, and ask to be discharged from the further consideration thereof.

Report accepted, and committee discharged.

Mr. E. H. Thomson moved that the bill be indefinitely postponed;

On which motion he called for the yeas and nays.

The call was seconded.

And the motion to indefinitely postpone was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Beers,	Mr. Davids,	Mr. McKinley,
Beeson,	Driggs,	Reeves,
A. W. Buel,	Dunbar,	Richardson,
H. S. Buel,	Frisbee,	Smith,
Bush,	Grace,	E. H. Thomson,

100

Also,

A bill to authorize references to compiled laws by their chapters and sections;

Also,

A bill to amend chapter 6, section 71, title 3 of the compiled laws, being an act to provide for holding general and special elections,

Have had the same under consideration, report them back to the House, with a recommendation that they do not pass, and ask to be discharged from the further consideration of the subject.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. S. F. Brown,

The bills were severally laid on the table.

By the judiciary committee:

The committee on the judiciary to whom was referred

The bill from the Senate to amend sec. 144 of chap. 114 of the revised statutes of 1846, being section 3597 of compiled laws of 1857, in relation to appeals in chancery;

Also,

Senate bill to provide for reviewing certain judgments of the circuit court;

Also,

House bill to authorize the formation of companies for the detection and apprehension of horse-thieves and other felons;

Have had the same under consideration, and respectfully report them back to the House without amendment, recommend that they do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and the several bills placed on the order for third reading.

By the committee on rivers and harbors:

The committee on rivers and harbors, to whom was referred the memorial of the Board of Supervisors of Ontonagon county, beg leave to report that they have had the same under consideration and have directed their chairman to report the same back to the House without recommendation, and ask to be discharged from the further consideration of the same.

S. MULHOLLAND, *Chairman.*

Report accepted, committee discharged and the memorial laid on the table.

On motion of Mr. McMahon,

The Clerk was authorized and empowered to employ another assistant for the remainder of the session.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was recommitted

A bill and a substitute therefor, to repeal the corporate rights of the Pontiac and Groveland and Novi and White Lake Plank Road Companies, and sundry petitions for the same,

Would respectfully report that they have had the same under consideration, and after due deliberation have instructed their chairman to report the same and the said substitute back to the House, without amendments, recommend that it do not pass, considering the subject more properly a judiciary rather than a legislative matter, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

The substitute was adopted.

Mr. McMahon moved that the bill be engrossed for a third reading.

Which was adopted.

Mr. McMahon, by unanimous consent, withdrew his notice of intention to move a reconsideration of the vote whereby

A bill to provide for settlements and compromises by debtors and joint debtors,

Was passed.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to authorize the Supervisors of Wayne and Monroe counties to repair the United States turnpike in said counties, and asking an appropriation of ten thousand acres of swamp lands therefor,

Would respectfully report that they have had the same under consideration, and after due deliberation thereon, have instructed their chairman to report the same back to the House, and recommend that it do not pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mulholland,

The bill was laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

A bill to amend an act to provide for laying out a State road in the county of Sanilac, approved Feb. 4, 1858,

Would respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back to the House, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for the laying out and establishing a State road in the counties of Midland, Bay, Tuscola and Huron,

Would respectfully report, that they have had the same under consideration, and have instructed their chairman to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for laying out and establishing a State road from Port Hope, in the county of Huron, to Saginaw Bay,

Would report that they have had the same under consideration, and after due deliberation, have instructed their chairman to report the same back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on Indian affairs:

The committee on Indian affairs, to whom was referred the

Joint resolution making provision for ceding back to the General Government that portion of this State known as the Upper Peninsula,

Have had the same under consideration, and have instructed their chairman to make the following report:

No petitions or memorials from any part of the State have been referred to your committee, and it is believed that none have been presented to this House, asking for the division of this State as contemplated in said resolution. Your committee believe that it is for the best interest of all portions of the State that the same should remain entire and would therefore recommend that said joint resolution do not pass, and ask to be discharged from any further consideration of the subject.

M. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Childs,

The joint resolution was indefinitely postponed.

By the committee on education:

The committee on education to whom was referred

A bill to authorize school district No. 1, of the city and township of Niles, to raise money for school purposes,

Have had the same under consideration, and have instructed their chairman to report the same back without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

The report was accepted, the committee discharged, and the bill placed on the order for third reading.

The same committee have had under consideration

A bill to amend section 15, chapter 75 of the compiled laws, relative to the annual report of the board of regents of the University of Michigan,

And have instructed their chairman to report the bill back without amendment, recommend that it do pass, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred Senate bill, No. 77, entitled

A bill to amend section 1014 of the compiled laws in relation to the duties of commissioners of highways,

Report that they have had the same under consideration, and herewith respectfully report them back to the House without amendment, recommend that it do pass, and ask to be discharged from the further consideration thereof.

S. R. KELSEY, *Chairman.*

Report accepted, committee discharged and the bill placed on the order for third reading.

Mr. Wendell, by unanimous consent, introduced

A bill supplementary to an act to provide for the drainage of swamp lands by means of State roads and ditches,

Which was read twice and referred to the committee on public lands.

By the committee on internal improvements:

The committee on internal improvements to whom was referred Senate bill, entitled

A bill to amend chapter 26, section 1116, of the compiled laws, relative to ferries,

Respectfully report that they have had the same under consideration and have instructed me to report the same back to the House without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the same.

S. R. KELSEY, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on public lands:

The committee on public lands, to whom was referred Senate bill No. 123, being

A bill to repeal section 20 of an act disposing of certain lands for railroad purposes, approved February 4, 1857,

Report the same back with an amendment, and recommend the passage of the same when so amended.

J. MONROE, *Chairman.*

Report accepted.

The amendments were concurred in.

The bill was ordered engrossed for a third reading.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to provide for the drainage of swamp lands by means of roads and ditches,

Have had the same under consideration, and report the same back and recommend that it do pass.

J. MONROE, *Chairman.*

Report accepted, and committee discharged.

Mr. S. F. Brown moved that the bill be indefinitely postponed.

Pending which,

The Speaker called Mr. Dickey to the chair.

The motion to indefinitely postpone was withdrawn by the mover, and the bill ordered engrossed for a third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the First Congregational Church of the city of Jackson to borrow money, &c.;

Also, Senate bill No. 82, being

A bill for the incorporation of insurance companies, and defining their powers and duties;

Also,

A bill to authorize the President, Directors and Company of the Farmers' and Mechanics Bank of Michigan to issue preferred stock,

Respectfully report that they have had the same under consideration, and have directed their chairman to report the bills back, with the recommendation that they do pass, and ask to be discharged from the further consideration thereof.

P. B. LOOMIS, *Chairman.*

Report accepted, committee discharged, and the several bills placed on the order for third reading.

By the committee on banks and incorporations:

The committee upon banks and incorporations, have directed their chairman to report

A bill to authorize the Amboy, Lansing and Traverse Bay Railroad Company to purchase the property, rights and franchises of the Grand River Valley Railway Company, and to enable certain cities to borrow money,

Recommend its passage, and ask to be discharged.

P. B. LOOMIS, *Chairman.*

Report accepted, committee discharged, the bill read twice, and

On motion of Mr. McMahon,

Placed on the order for third reading.

By the committee on banks and incorporations:

The committee upon banks and incorporations, to whom was referred sundry petitions and remonstrances of citizens of Detroit, and of residents, property owners and others, of the 9th and 10th wards, in reference to alterations of the boundaries of said city, would respectfully report, that they have had the same under consideration, viz: Memorial of 31 land holders, or farmers, in the 9th ward, praying repeal of act of Feb. 12, 1857; of 34 others of the same for the same; of 23 others for the same; of J. W. Johnston and 125 others, of the 9th ward of said city, asking to be placed back in the township of Springwells; also, remonstrance of C. W. Miner and 27 others, residents or property owners in said 9th ward, against any change of boundaries of said ward; also, Samuel A. Palmer and 33 others, remonstrants; also, J. McNeil and 5 others; of J. Cochrane and 30 others; of W. Willis and 26 others; all remonstrants against the same; also, the petition of Samuel Pitts and 450 others, property owners in the 10th ward, praying to be reannexed to the township of Hamtramck; also, remonstrance of Albert Crane and 90 others, property owners and tax payers of the 10th ward, against any change in the boundary of said ward; also, remonstrance of Wm. A. Butler and 23 others; of D. Cooper and 41 others; of S. S. Benjamin and 42 others, against the same; of S. R. Wooley and 12 others, of John Read, Charles Hastings and 33 others, of James Burns and 17 others, of B. Wight and 54 others, of H. K. Sanger and 16 others, of A. A. Dwight and 9 others, of A. D. Godfrey and 34 others, all citizens of Detroit, remonstrating against the same; also, sundry remonstrances of residents and owners of property in the 9th ward, or of residents or owners of property in the same, viz: Bradford Smith and 28 others, Daniel Stewart and 32 others, of John Hall and 23 others, of Crane and Wesson and 28 others, of H. A. Snow and 20 others, of Mathias Leux and 71 others, against any change in the boundary of said 9th ward; and have directed their chairman to report the same back without recommendation, believing the subject to be as well understood by the House as by your committee, and ask to be discharged from the further consideration of the same.

P. B. LOOMIS, *Chairman.*

Report accepted, committee discharged, and the several petitions laid on the table.

By the judiciary committee:

The committee on the judiciary, to whom was referred the bill from the Senate, entitled

A bill to amend an act entitled an act to provide for the organization of the supreme court, pursuant to section 29, article 6 of the constitution, approved Feb. 16, 1857,

Have had the same under consideration, and respectfully report the same back to the House with the following amendment:

Strike out "two hundred," in the 7th line of section 2, and insert "one hundred and fifty;"

In which the concurrence of the House is requested, and the committee ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, the amendment concurred in, and the bill placed on the order for third reading.

By the committee on State Affairs:

The committee on State affairs, to whom was referred

A bill to provide for the erection of a State arsenal at Lansing,

Beg leave to state that in the opinion of your committee the wants and necessities of the State do not require the erection of an arsenal at the present time, and would therefore report the bill back with a recommendation that it do not pass, and ask to be discharged from the further consideration of the same.

For the committee,

W. P. RICHARDS.

Report accepted, committee discharged and the bill laid on the table.

By the committee on State affairs:

The committee on State affairs to whom was referred

Senate bill No. 106, being

A bill to amend an act to provide for the removal of the State Land Office to the seat of Government,

Respectfully report that they have had the same under consideration and recommend that it be passed, and ask to be discharged from the further consideration thereof.

Your committee also have had referred to them

Senate bill No. 57, being

A bill to ascertain the annual cereal products of the State of Michigan;

Respectfully report that they have had the same under consideration and recommend the same do pass, and ask to be discharged from the further consideration thereof.

JAMES McMAHON, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 117, being

A bill to provide for the repairing, preservation and operating of the ship canal around the falls of St. Mary's river,

Respectfully report that they have had the same under consideration, and recommend its passage.

JAMES McMAHON, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

Mr. Bancroft, as a minority of the committee on ways and means, presented a report, which was laid on the table and ordered printed.

REPORTS OF SELECT COMMITTEES.

Your select committee on Salt Springs to whom was referred Senate bill No. 120, being

A bill to encourage the manufacture of salt in the State of Michigan,

Report they have had the subject under consideration, and have instructed me to report the same back without amendment, and in consideration of the importance of the subject recommend its immediate passage, and ask to be discharged from the further consideration thereof.

GEO. W. ALLEN, *Chairman.*

Report accepted, committee discharged and the bill placed on the order for third reading.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

I have approved and filed in the office of the Secretary of State the following acts:

An act entitled an act to incorporate the village of Marquette;

Also,

An act entitled an act to provide for the re-assessment and collection of taxes in the township of Marshall, Calhoun county, Michigan, for the year 1858;

Also,

An act entitled an act to amend chapter 40 of compiled laws, relative to the support of the poor persons by the public;

Also,

An act entitled an act to amend act number 187, of session laws of 1857, being an act to organize the township of Pierson, in the county of Mecosta, approved Feb. 17, 1857;

Also,

An act entitled an act to amend section 10 of an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855, compiled laws, vol. 1, section 1,954;

Also,

An act entitled an act to amend section 7, chapter 99, of the revised statutes of 1846, compiled laws vol. 2, sec. 4,161;

Also,

An act entitled an act to authorize school district No. 1, of the township of Kalamazoo, in the county of Kalamazoo, to borrow money;

Also,

An act entitled an act to organize the county of Mecosta, and to locate the county seat thereof;

Also,

An act entitled an act to authorize the common council of the city of Jackson to levy and collect certain paving assessments;

Also,

A joint resolution to provide for an amendment to the constitution concerning banking corporations.

M. WISNER.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend sections 5 and 6, of chapter 37, of the compiled laws, relative to township burying grounds.

A bill relative to University interest fund.

A bill to change the name of the House of Correction.

A bill for laying out and establishing a State road in the county of Sanilac, to be called the Fremont State road.

A bill to provide for the improvement of a portion of the State road running from Vienna, in Genesee county, to Tuscola, in Tuscola county.

A bill to change the name of the village of Hamilton, in the county of Ingham.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very Respectfully,

A. B. TURNER,
Secretary of the Senate.

The bills were severally referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

A bill to legalize the tax rolls of the township of Midland, in Midland county,

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect, by a vote of two-thirds of all said Senators, and in which order the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was ordered to take immediate effect, and referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend sec. 3, chap. 9, of an act entitled "an act to revise the charter of the city of Detroit," approved Feb. 5, 1857,

In the passage of which the Senate have concurred by a majority of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators, in which order the concurrence of the House is respectfully solicited.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was ordered to take immediate effect, and referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill relative to the incorporation of the village of Corunna, in the county of Shiawassee.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend chapter 56 of the revised statutes of 1846, entitled of timber and lumber floating upon waters, or carried upon adjoining lands, (compiled laws, section 1599,)

Which the Senate have amended by striking out the word "three," in the 5th, 7th, 14th and 18th lines, and inserting in lieu thereof the word "two;" also, by inserting before the word "removal," in the 18th line, the words, "or occupancy;"

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators, and in which amendments the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The amendments were severally concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Pratt,
Baldwin,	Frisbee	Raymond,
Brewster,	Gage,	Reeves,
Benj. Brown,	Gies,	Richards,
S. F. Brown,	Gleasner,	Richardson,
H. S. Buel,	Grace,	Sessions,
Bush,	Green,	Sharpe,
Carr,	Kelley,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	McMahon,	E. H. Thomson,
Clark,	McKinley,	R. Thompson,
Mr. Connor,	Miles,	Wallace,
Dalton,	Mitchell,	Wendell,
Dickey,	Mussey,	Wilkerson,
Driggs,	Mulholland,	Wixson,
Dunbar,	Newman,	Speaker,
Ferris,	Perkins,	50

NAYS. 0

The bill was then referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to provide for the settlement and drainage of the swamp lands by actual settlers;

To which the Senate has made the following amendments:

Strike out of line two, section one, the words "convey by letters patent" and insert in lieu thereof the words "issue a certificate of purchase;"

Strike out in lines three and four the word "forty" and insert the word "eighty;"

And amended the title by striking out the word "the" before the word "swamp," and insert the word "certain;"

In the passage of which as amended the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

Mr. E. H. Thomson moved that the House concur in the Senate amendments in gross,

And demanded the previous question;

Which was ordered.

Mr. Mussey called for a division of the question, and that the House vote first on the amendment whereby "forty" was stricken out and "eighty" inserted.

The House refused to concur in this amendment, by yeas and nays as follows:

YEAS.

Mr. Baldwin,	Mr. Dunbar,	Mr. Pratts,	
Beeson,	Fallass,	Raymond,	
H. S. Buel,	Frisbee,	Richardson,	
Bush,	Gies,	Robison,	
Carr,	Green,	Sharpe,	
Carpenter,	Greenfield,	Smith,	
Connor,	McDermott,	Thomas,	
Dalton,	Newman,	E. H. Thomson,	
Davids,	Phelps,	Warner,	27

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Mr. Allen,	Mr. Gage,	Mr. Newton,
Beers,	Gilluly,	Perkins,
Brewster,	Glessner,	Richards,
Brooks,	Goodwin,	Sessions,
S. F. Brown,	Kelley,	Starkweather,
Childs,	Lane,	R. Thompson,
Clark,	Loomis,	Wallace,
Daniells,	McMahon,	Watkins,
Dickey,	Miles,	Wendell,
Drigga,	Monroe,	Wilkerson,
Enos,	Mussey,	Wixson,
Farris,	Mulholland,	Speaker,
Fowler,		37

The other several amendments were concurred in by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Geis,	Mr. Raymond,
Beers,	Glessner,	Robison,
Brooks,	Goodwin,	Sharpe,
Benj. Brown,	Grace,	Smith,
S. F. Brown,	Green,	Starkweather,
H. S. Buel,	Greenfield,	Thomas,
Carr,	Kore,	E. H. Thomson,
Clark,	Loomis,	R. Thompson,
Daniells,	McKinley,	Wallace,
Dickey,	Monroe,	Warner,
Drigga,	Mussey,	Watkins,
Dunbar,	Newman,	Wendell,
Fallass,	Perry,	Wixson,
Gage,	Pratt,	Speaker, 42

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Mr. Dalton,	Mr. Lane,	Mr. Richards,
Ferris,	McMahon,	Sessions,
Fowler,	Phelps,	Wilkerson,
Gilluly,		10

Also, the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, the following bill:

A bill to authorize the township of Marshall to hold its annual and special elections in the city of Marshall;

Which the Senate have amended, by adding to the body of the bill

and also amended the title thereof, as will be seen by the bill herewith returned;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators. In which amendments the concurrence of the House is respectfully asked.

Very respectfully,

AARON B. TURNER,

Secretary of the Senate.

Mr. Dickey moved that the House concur in the Senate amendments.

The amendments were concurred in by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Gage,	Mr. Richardson,
Beeson,	Gies,	Robison,
Brewster,	Gleasner,	Sharpe,
Brooks,	Goodwin,	Smith,
Benj. Brown,	Green,	Starkweather,
S. F. Brown,	Greenfield,	Thomas,
A. W. Buel,	Kelley,	E. H. Thomson,
H. S. Buel,	Kore,	R. Thompson,
Bush,	Lane,	Wallace,
Carr,	Loomis,	Warner,
Clark,	McMahon,	Watkins,
Daniells,	McKinley,	Wendell,
Davids,	Newman	Wilkerson,
Dickey,	Phelps,	Woolnongh,
Dunbar,	Pratt,	Wixson,
Fallass,	Raymond,	Speaker,
Frisbee,	Richards,	50

NAYS. 0

And the bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

A bill to regulate fire, marine, life and health insurance companies and their agents, associations, partnerships and individuals doing fire,

marine, life and health insurance business not incorporated by the State of Michigan,

Which the Senate has amended as set forth and attached to the bill.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and in which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The Speaker called Mr. McMahon to the chair.

Mr. E. H. Thomson moved that the House concur in the Senate amendments to the bill in gross.

The amendments were severally concurred in by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Davids,	Mr. McDermott,
Baldwin,	Dickey	McKinley,
Beers,	Dunbar,	Mitchell,
Beeson,	Fallass,	Mussey,
Brewster,	Ferris,	Mulholland,
Brooks,	Frisbee,	Newman,
Benj. Brown,	Gies,	Pratt,
S. F. Brown,	Gilluly,	Sessions,
A. W. Buel,	Glessner,	Sharpe,
Bush,	Grace,	E. H. Thomson,
Carr,	Green,	Wallace,
Childs,	Greenfield,	Warner,
Connor,	Kelley,	Wilkerson,
Dalton,	McMahon,	Wixson,
Daniells,		43

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Mr. Clark,	Mr. Loomis,	Mr. Richards,
Driggs,	Miles,	Robison,
Goodwin,	Perkins,	Watkins,
Lane,	Phelps,	Wendell, 12

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives concurrent resolution relative to adjournment of the two Houses:

Resolved, (the House concurring,) That from and after 12 o'clock noon on Monday, the 14th inst., the two Houses will transact no further business other than for the President of the Senate, and the Speaker of the House, to sign enrolled bills, for the approval of the Governor, and the entry of the same on the journal of the proper Houses, by the Secretary and Clerk, and that the day of final adjournment of the two Houses of this Legislature shall be on the 16th of February inst., at 12 o'clock noon of that day.

Which has passed the Senate by a majority vote of all the Senators elect. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

On motion of Mr. McMahon,

The resolution was laid on the table.

Also, the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to authorize the board of health of the town of Spring Lake, Ottawa county, to disinter and remove the remains therein from an old cemetery to a new one;

A bill to require railroad corporations within this State to cut and destroy the noxious weeds which grow on the land occupied by them;

A bill making appropriations for the State normal school;

A bill to amend sections 19, 20 and 21, of an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855;

A bill to prevent attorneys and counsellors at law from becoming surety in criminal cases;

Which have passed the Senate by a majority vote of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice, and referred to the committee on banks and incorporations.

The second name bill was read twice, and referred to the committee on banks and incorporations.

The third named bill was read twice, and referred to the committee on education.

The fourth named bill was read twice, and referred to the committee on banks and incorporations.

The fifth named bill was read twice, and referred to the judiciary committee.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following Senate bills:

A bill to lay out and establish a State road from Lamont, in the county of Ottawa, via. Whitney's Mills, to Newaygo, in the county of Newaygo;

A bill to exempt from taxation the property of incorporated fire departments in cities and villages;

A bill to provide for the establishment of school district libraries;

A bill to unite and consolidate the agricultural societies of the counties of Wayne and Washtenaw;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice, and referred to the committee on roads and bridges.

The second named bill was read twice, and referred to the committee on banks and incorporations.

The third named bill was read twice, and referred to the committee on education.

The fourth named bill was read twice, and referred to the committee on agriculture and manufactures.

Mr. Mussey moved that

A bill to provide for the organization of the township of Fairbanks,

Be taken from the table.

Which was adopted.

The bill was ordered to a third reading.

Mr. G. W. Brown moved to discharge the committee of the whole from

A bill to require all moneys collected upon forfeited recognizances penalties and forfeitures, to be applied to the payment of the costs and expenses of prosecuting criminal cases.

Which was not adopted.

Mr. A. W. Buel moved to take the concurrent resolution relative to adjournment, from the table;

Which was adopted.

On motion of Mr. A. W. Buel,

The concurrent resolution was amended, by inserting at the end of line 4, the following: "the engrossing and enrolling committees to report engrossed and enrolled bills, and."

The concurrent resolution was then adopted.

Mr. S. F. Brown, by unanimous consent, introduced

A joint resolution relative to the distribution of the session laws, journals and documents of the Legislature of 1859.

Which was read twice,

And the rules being suspended,

Was passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perry,
Baldwin,	Ferris,	Perkins,
Beers,	Fowler,	Pratt,
Brewster,	Frisbee,	Raymond,
Brooks,	Gage,	Reynolds,
Benj. Brown,	Gies,	Richards,
S. F. Brown,	Gilluly,	Richardson,
H. S. Buel,	Glessner,	Robison,
Bush,	Goodwin,	Sessions,
Bushnell,	Grace,	Sharpe,
Carpenter,	Greenfield,	Smith,
Childs,	Kelley,	Thomas,
Clark,	Kore,	R. Thompson,
Connor,	Lane,	Warner,
Dalton,	McMahon,	Watkins,
Davids,	McDermott,	Wendell,

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Dickey,	McKinley,	Wilkerson,	
Driggs,	Mussey,	Woolnough	
Dunbar,	Mulholland,	Wixson,	
Enos,	Newman,	Speaker,	60

NAYS. 0

Title agreed to.

Mr. McDermott moved that the committee of the whole be discharged from the further consideration of House bill No. 109, being

A bill to repeal the prohibitory liquor law.

Which was not adopted.

Mr. Mussey moved that the committee of the whole be discharged from the further consideration of House bill No. 95, and that it be placed on the order for third reading, it being

A bill to amend certain sections of the act entitled an act to provide for the incorporation of railroad companies;

Which was adopted, and the bill was placed on the order for third reading.

Mr. Mulholland moved to take from the table the bill appropriating 10,000 acres of swamp lands in the counties of Monroe and Wayne;

Which was adopted.

Mr. Childs moved that the bill be indefinitely postponed;

Which was not adopted.

The bill was then placed on the order for third reading.

Mr. A. W. Buel moved to take from the table House bill No. 113,

A bill to amend an act entitled an act to confer certain power upon mining companies, approved Feb. 13, 1855;

Which was adopted, and the bill placed on the order for third reading.

Mr. Pratt moved to take from the table manuscript bill,

A bill to provide for the taking and preserving of local newspapers by county and town clerks;

Which was not adopted.

By unanimous consent, the judiciary committee made the following report:

The committee on the judiciary, to whom was referred

A bill to prevent attorneys and counsellors at law from becoming surety in criminal cases,

Beg leave to report, that they have had the same under consideration,

and report the same back without amendment, recommend that the same do pass, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted and committee discharged.

Mr. McMahon moved to lay the bill on the table;

Which was adopted.

By the judiciary committee:

The committee on the judiciary, to whom was referred sundry petitions praying for a restoration of the death penalty, beg leave to submit the following report:

Your committee consider the subject involved in the prayer of the petitioners one of the most important as well as one of the most delicate and embarrassing that has come before the Legislature during the session. It is one, too, requiring mature and careful deliberation, and a thorough and extended investigation into all the bearings of the subject. The brief period to which the sessions of the Legislature are limited, and the very severe pressure of matters of more immediate and urgent necessity upon their attention, have put it out of the power of your committee to give it that careful consideration which its great importance demands, or to mature a bill with any hope of submitting it in time to be acted upon. They therefore return the petitions to the House, and ask to be discharged from the further consideration thereof.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and the petitions laid on the table.

Mr. Richardson moved to take manuscript House bill to organize the township of Geneva, from the table, and place it on the order of third reading;

Which was adopted.

Mr. McDermott offered the following:

Resolved, That 500 copies of the minority report of the committee on Agricultural College, be printed for the use of this House.

Mr. Woolnough moved to lay the resolution on the table.

Mr. McDermott called for the yeas and nays.

The call was seconded.

And the motion to lay on the table was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Reynolds,
Beeson,	Glessner,	Robison,
Brewster,	Green,	Sessions,
Brooks,	Kelley,	Sharpe,
Benj. Brown,	Kore,	Starkweather,
Childs,	Lane,	Thomas,
Clark,	Mitchell,	R. Thompson,
Dickey,	Mussey,	Wallace,
Driggs,	Newman,	Watkins,
Enos,	Newton,	Wilkerson,
Fallass,	Perry,	Woolnough,
Ferris,	Perkins,	Wixon,
Fowler,	Raymond,	Speaker,
Gage,		40

NAYS.

Mr. Baldwin,	Mr. Dunbar.	Mr. Phelps,
Beers,	Frisbee,	Reeves,
S. F. Brown,	Gies,	Richards,
A. W. Buel,	Grace,	Richardson,
H. S. Buel,	Greenfield,	Smith,
Bush,	Loomis,	E. H. Thomson,
Carpenter,	McDermott,	Warner,
Dalton,	Monroe,	Wendell,
Davids,	Mulholland,	26

Mr. Reeves offered the following:

Resolved, That the committee on supplies and expenditures be instructed to make a report to this House, at or before the close of this session, of the amount of stationery furnished to each and every committee;

Which was adopted.

Mr. H. S. Buel offered the following:

Resolved, That there be a committee of three appointed by the Speaker to wait upon the Auditor General, and request of him the vouchers and items of which the miscellaneous expenses of the State Prison consist, as shown by vouchers on file in his office, for the years 1857 and 1858, and report the same to this House.

Mr. Mussey moved to lay the resolution on the table.

Mr. Carpenter called for the yeas and nays.

The call was not seconded.

The motion to lay on the table was adopted.

AFTERNOON SESSION.

2 o'clock, P. M.

House met, and was called to order by the Speaker.

Roll called; quorum present.

THIRD READING OF BILLS.

Senate bill No. 121, being

A bill to authorize the Tecumseh and Dundee Plank Road Company to discontinue portions of their road and for other purposes,

Being under consideration,

Mr. Wilkerson moved to recommit the bill to the committee on banks and incorporations with instructions.

Which was adopted.

Senate bill, entitled

A bill to amend section 2033, of the compiled laws, relative to gifts bequests and legacies to religious societies;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newton,
Baldwin,	Fallass,	Pratt,
Beers,	Ferris,	Richardson,
Brewster,	Frisbee,	Robison,
Benj. Brown,	Gies,	Sessions,
S. F. Brown,	Gilluly,	Sharpe,
A. W. Buel,	Gleesner,	Smith,
H. S. Buel,	Goodwin,	Thomas,
Bush,	Grace,	E. H. Thomson,
Bushnell,	Green,	R. Thompson,
Carr,	Greenfield,	Wallace,
Childs,	Kelley,	Warner,
Clark,	Kelsey,	Watkins,
Campan,	Kore,	Wendell,
Dalton,	Lane,	Wilkerson,
Daniells,	Monroe,	Woolnough,
Davids,	Mussey,	Wixson,
Dickey,	Mulholland,	Speaker,
Driggs,	Newman,	56

NAYS.

Mr. Connor,	Mr. McDermott,	2

The title was agreed to.

House bill, entitled

A bill to repeal an act entitled an act for the better protection of the

public lands, and to punish the cutting and carrying away timber therefrom, approved Feb. 12, 1857,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Mussey,
Baldwin,	Gleesener,	Newman,
Beers,	Grace,	Newton,
Bush,	Greenfield,	Perkins,
Connor,	Kelley,	Richardson,
Dalton,	Kelsey,	Smith,
Davids,	Kore,	E. H. Thomson,
Dickey,	Lane,	Warner,
Fallass,	McMahon,	Wixson,
Ferris,	Monroe,	29

NAYS.

Mr. Beeson,	Mr. Gies,	Mr. Richards,
Brewster,	Goodwin,	Robison,
S. F. Brown,	Loomis,	Sessions,
H. S. Buel,	Mulholland,	Thomas,
Childs,	Perry,	R. Thompson,
Clark,	Phelps,	Wallace,
Daniells,	Pratt,	Wilkerson,
Dunbar,	Reeves,	Woolnough,
Enos,	Reynolds,	Speaker, 27

Senate bill No. 97, entitled

A bill to establish graded and high schools,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Brewster,	Mr. Kelley,	Mr. Richards,
S. F. Brown,	Lane,	Robison,
H. S. Buel,	Loomis,	Sessions,
Bush,	Miles,	Sharpe,
Childs,	Mussey,	Starkweather,
Daniells,	Mulholland,	Thomas,
Davids,	Newman,	E. H. Thomson,
Dickey,	Newton,	Warner,
Driggs,	Perry,	Wendell,
Fallass,	Phelps,	Wilkerson,
Fowler,	Pratt,	Woolnough,
Frisbee,	Raymond,	Wixson,
Gilluly,	Reeves,	Speaker,
Grace,	Reynolds,	41

NAYS.

Mr. Allen,	Mr. Dalton,	Mr. Goodwin,	
Beeson,	Gage,	Greenfield,	
Benj. Brown.	Geis,	Smith,	
Carpenter,	Gleasner,	Watkins,	12

Title agreed to.

On motion of Mr. Childs,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to amend an act to incorporate the village of Hilladale,

Was read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Phelps,	
Beers,	Fowler,	Pratt,	
Beeson,	Gies,	Raymond,	
Brewster,	Gilluly,	Reeves,	
Brooks,	Gleasner,	Reynolds,	
Benj. Brown,	Goodwin,	Richards,	
S. F. Brown,	Green,	Richardson,	
A. W. Buel.	Greenfield,	Robison,	
H. S. Buel,	Kelsey,	Sessions,	
Bush,	Kore,	Starkweather,	
Carpenter,	Lane,	Thomas,	
Childs,	McMahon,	E. H. Thomson,	
Clark,	McDermott,	R. Thompson,	
Connor,	Miles,	Wallace,	
Dalton,	Monroe,	Warner,	
Davids,	Mussey,	Wilkerson,	
Dickey,	Mulholland,	Woolnough,	
Dunbar,	Newman,	Wixson,	
Enos,	Perkins,	Speaker,	57

NAYS. 0

Title agreed to.

On motion of Mr. Fowler,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to repeal joint resolution No. 31, Session Laws of 1857, entitled "joint resolution for the aid and relief of emigrants from Michigan to the Territory of Kansas,

Being under consideration,

Mr. E. H. Thomson moved to lay the bill on the table;

Which was not adopted.

The bill was then passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Grace,	Mr.	Raymond,
	Baldwin,		Green,		Reeves,
	Brewster,		Greenfield,		Reynolds,
	Benj. Brown,		Kelley,		Richards,
	S. F. Brown,		Kelsey,		Richardson,
	A. W. Buel,		Kore,		Robison,
	Carr,		Lane,		Sessions,
	Childs,		Loomis,		Sharpe,
	Clark,		Miles,		Smith,
	Dalton,		Mitchell,		Starkweather,
	Daniells,		Monroe,		Thomas,
	Dickey,		Mussey,		E. H. Thomson,
	Driggs,		Mulholland,		R. Thompson,
	Fallass,		Newman,		Wallace,
	Ferris,		Newton,		Watkins,
	Gage,		Perkins,		Wilkeson,
	Gilfuly,		Phelps,		Wixson,
	Glessner,		Pratt,		Speaker, 54

NAYS.

Mr.	Beers,	Mr.	Frisbee,	Mr.	McDermott,
	Carpenter,		Gies,		Warner,
	Campau,		Goodwin,		Wendell,
	Connor,				10

Pending the announcement of the vote,

Mr. Lane moved that the democracy be excused from voting;

Which was not adopted.

The title was then agreed to.

And the bill ordered to take immediate effect by a vote of two-thirds of all of the members elect.

Senate bill No. 36, being

A bill to amend section 57, of chapter 159 of the compiled laws, relative to writs of habeas corpus,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Mussey,
	Baldwin,		Fowler,		Newman,
	Beeson,		Frisbee,		Newton,
	Benj. Brown,		Gage,		Perry,

Mr. Driggs moved that the House concur in the amendment made by the Senate.

The House concurred therein, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Mussey,
Brewster,	Ferris,	Mulholland,
Brooks,	Fowler,	Newman,
S. F. Brown,	Gies,	Newton,
A. W. Buel,	Gilluly,	Phelps,
H. S. Buel,	Goodwin,	Pratt,
Bush,	Grace,	Reynolds,
Carr,	Greenfield,	Richards,
Carpenter,	Kelley,	Robison,
Childs,	Kelsey,	Sessions,
Clark,	Kore,	Sharpe,
Campau,	Lane,	Warner,
Connor,	Loomis,	Wendell,
Davids,	McKinley,	Wilkerson,
Dickey,	Miles,	Wixson,
Driggs,	Mitchell,	Speaker,
Dunbar,	Monroe,	50

NAYS 0

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following House bill:

A bill making appropriations for the State Agricultural College, and for the erection and repair of buildings on the Agricultural Farm;

Which the Senate have amended by striking out section 2 and all of section 3, after the word "treasurer," in the third line, and inserted in place of "thirty-seven" in line 2, of section 1, the words "forty-one."

Which as amended has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

Mr. S. F. Brown moved that the House concur in the amendment made by the Senate;

Which was withdrawn.

Dickey,	Mussey,	Warner,
Driggs,	Perkins,	Watkins,
Enos,	Pratt,	Wixson,
Fallass,		28

Title agreed to.

Senate bill No. 60, entitled

A bill for the protection of game in the State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Mitchell,
Baldwin,	Fowler,	Monroe,
Brooks,	Frisbee,	Mussey,
Benj. Brown,	Gage,	Newman,
S. F. Brown,	Gies,	Newton,
A. W. Buel,	Glessner,	Perkins,
H. S. Buel,	Goodwin,	Pratt,
Carpenter,	Grace,	Raymond,
Clark,	Greenfield,	Reeves,
Campau,	Kore,	Richards,
Connor,	Lane,	Sharpe,
Daniells,	Loomis,	E. H. Thomson,
Davids,	McMahon,	R. Thompson,
Dickey,	McDermott,	Wixson,
Driggs,	Miles,	Speaker,
Dunbar,		46

NAYS.

Mr. Beers,	Mr. Kelley,	Mr. Sessions,
Bush,	Kelsey,	Thomas,
Carr,	McKinley,	Wallace,
Childs,	Mulholland,	Warner,
Dalton,	Perry,	Watkins,
Enos,	Reynolds,	Wendell,
Fallass,	Robison,	Wilkerson,
Gilluly,		22

Title agreed to.

Senate bill No. 89, entitled

A bill to amend an act entitled an act to establish a State road between East Saginaw and Bay City, approved Feb. 17, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Perry,
Baldwin,	Gage,	Perkins,
Beers,	Gies,	Pratt,

Beeson,	Gilluly,	Raymond,
Brooks,	Glessner,	Reeves,
Benj. Brown,	Goodwin,	Reynolds,
S. F. Brown,	Grace,	Richards,
A. W. Buel,	Green,	Richardson,
H. S. Buel,	Greenfield,	Robison,
Bush,	Kelley,	Sessions,
Carr,	Kelsey,	Sharpe,
Carpenter,	Kore,	Starkweather,
Childs,	Lane,	Thomas,
Connor,	Loomis,	E. H. Thomson,
Dalton,	McMahon,	R. Thompson,
Daniells,	Miles,	Wallace,
Davids,	Mitchell,	Warner,
Dickey,	Monroe,	Watkins,
Driggs,	Mussey,	Wendell,
Dunbar,	Mulholland,	Wilkerson,
Fallass,	Newman,	Wixson,
Ferris,	Newton,	Speaker, 56

NAYS.

Mr. Brewster, Mr. Enos, 2

Title agreed to.

On motion of Mr. Raymond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 115, being

A bill to amend section 20, of an act entitled an act to authorize the formation of corporations for mining, smelting, or manufacturing iron, copper, minera', coal, silver or other ores or minerals, and for other manufacturing purposes, approved Feb. 5, 1853,

Being under consideration,

Mr. E. H. Thomson moved that the bill be indefinitely postponed;

Which was adopted.

Mr. McMahon moved that the vote whereby

A bill further to preserve the purity of elections and guard against the abuses of the elective franchise, by a registration of electors,

Was lost on its passage yesterday, be reconsidered.

Mr. McMahon called for the yeas and nays.

The call was seconded,

And the motion to reconsider was adopted, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Phelps,
Baldwin,	Gleesner,	Raymond,
Brewster,	Goodwin,	Reynolds,
Brooks,	Kelsey,	Richards,
Benj. Brown,	Kore,	Robison,
S. F. Brown,	Lane,	Sessions,
Carr,	Loomis,	Starkweather
Childs,	McMahon,	Thomas,
Daniells,	Miles,	R. Thompson,
Dickey,	Mitchell,	Wallace,
Driggs,	Monroe,	Watkins,
Enos,	Mussey,	Woolnough,
Fallass,	Newton,	Wixson,
Ferris,	Perry,	Speaker,
Gage,		43

NAYS.

Mr. Bancroft,	Mr. Davids,	Mr. Perkins,
Beers,	Dunbar,	Pratt,
Beeson,	Frisbee,	Reeves,
A. W. Buel,	Gies,	Richardson,
H. S. Buel,	Green,	Sharpe,
Bush,	Greenfield,	Smith,
Carpenter,	Kelley,	E. H. Thomson,
Clark,	McDermott,	Warner,
Campau,	McKinley,	Wendell,
Conner,	Mulholland,	Wilkerson,
Dalton,	Newman,	31

Mr. A. W. Buel gave notice of his intention to move a reconsideration of the vote just taken.

The question recurring on the passage of the bill,

Mr. McMahon demanded the previous question;

Which was ordered.

And the bill, being

A bill further to preserve the purity of elections and guard against the abuses of the elective franchise, by a registration of electors,

Was passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Newton,
Baldwin,	Gilluly,	Perry,
Brewster,	Gleesner,	Phelps,
Brooks,	Goodwin,	Raymond,
Benj. Brown,	Kelley,	Reynolds,
S. F. Brown,	Kelsey,	Richards,

Carr,	Kore,	Robison,
Childs,	Lane,	Sessions,
Daniells,	Loomis,	Starkweather,
Dickey,	McMahon,	R. Thompson,
Driggs,	Miles,	Wallace,
Enos,	Mitchell,	Woolnough,
Fallass,	Monroe,	Wixson,
Ferris,	Mussey,	Speaker, 42

NAYS.

Mr. Bancroft,	Mr. Dunbar,	Mr. Pratt,
Beers,	Frisbee,	Reeves,
Beeson,	Gies,	Richardson,
A. W. Buel,	Grace,	Sharpe,
H. S. Buel,	Green,	Smith,
Bush,	Greenfield,	Thomas,
Carpenter,	McDermott,	E. H. Thomson,
Clark,	McKinley,	Warner,
Campau,	Mulholland,	Watkins,
Connor,	Newman,	Wendell,
Dalton,	Perkins,	Wilkerson,
Davids,		34

Title agreed to, and by a vote of two-thirds of all the members elect the bill ordered to take immediate effect.

Mr. E. H. Thomson moved to amend the title, by adding thereto,

A bill to consign the Republican party to Abraham's bosom, forever, and forever.

Mr. Sessions moved to amend, by adding to the amendment,

"And the Democratic party to the other side of the ditch;"

Which was withdrawn.

And the motion to amend the title was lost.

Mr. A. W. Buel offered the following as a substitute for the title:

A bill to violate the constitution of this State, and in its practical operations deprive the people of their constitutional rights at all general, special and municipal elections, by denying to them the right to vote in cases where they are electors and entitled to vote as provided for in section 1, article 7 of the constitution.

Mr. Woolnough moved to amend by adding to the proposed substitute the following:

And to prevent the manufacture of democrats on too short notice.

Which was adopted.

The question recurring upon the adoption of the substitute as amended for the title of the bill,

Mr. E. H. Thomson called for the yeas and nays.

Which were ordered.

And the substitute was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Campau,	Mr. Reeves,
Beers,	Connor,	Richardson,
Beeson,	Dalton,	Sessions,
Benj. Brown,	Davids,	Smith,
A. W. Buel,	Gies,	E. H. Thomson,
H. S. Buel,	Greenfield,	Warner,
Bush,	Mulholland,	Wendell,
Carpenter,	Raymond,	23

NAYS.

Mr. Allen,	Mr. Gilluly,	Mr. Perry,
Baldwin,	Goodwin,	Perkins,
Brewster,	Green,	Phelps,
Brooks,	Kelley,	Pratt,
S. F. Brown,	Kelsey	Reynolds,
Childs,	Kore,	Richards,
Clark,	Lane,	Robison,
Dickey,	McDermott,	Starkweather,
Driggs,	McKinley,	Thomas,
Dunbar,	Miles,	R. Thompson,
Enos,	Mitchell,	Wallace,
Fallass,	Monroe,	Watkins,
Ferris,	Mussey,	Woolnough,
Fowler,	Newman,	Wixson,
Frisbee,	Newton,	Speaker,
Gage,		46

The question recurring upon agreeing to the title of the bill, the same was agreed to.

Mr. McMahon moved to reconsider the vote whereby the bill was passed, and moved to lay the motion to reconsider on the table;

Which motion to lay upon the table was adopted.

Senate bill, entitled

A bill to provide for attaching sections one and two of the township of Frenchtown, in the county of Monroe, to the township of Ash, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Raymond,
Baldwin,	Glessner	Reynolds,
Bancroft,	Goodwin,	Richards,

Brewster,	Greenfield,	Richardson,
S. F. Brown,	Kelley,	Robison,
A. W. Buel,	Kelsey,	Sessions,
H. S. Buel,	Kore,	Sharpe,
Bush,	Lane,	Smith,
Carpenter,	Loomis,	Starkweather,
Childs,	Monroe,	R. Thomson,
Clark,	Mulholland,	Wallace,
Campau,	Newman,	Warner,
Connor,	Newton,	Watkins,
Dickey,	Perry,	Wendell,
Ferris,	Perkins,	Woolnough,
Fowler,	Pratt,	Speaker,
Gies,		49

NAYS.

Mr. Phelps, Mr. Reeves, Mr. E. H. Thomson, 3

Title agreed to.

On motion of Mr. Mulholland,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to authorize the township of Ypsilanti to hold its elections in the city of Ypsilanti,

Being under consideration,

On motion of Mr. ———,

The bill was indefinitely postponed.

Senate bill No. 92, being

A bill to authorize Bay county to raise money by the issue of bonds to aid in the construction of a road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Phelps,
Baldwin,	Glessner,	Pratt,
Bancroft,	Goodwin,	Raymond,
Beers,	Greenfield,	Reeves,
Beeson,	Kelley,	Reynolds,
Brewster,	Lane,	Richards,
Brooks,	Loomis,	Richardson,
S. F. Brown,	McMahon,	Robison,
A. W. Buel,	McDermott,	Sessions,
H. S. Buel,	McKinley,	Sharpe,
Bush,	Miles,	Smith,
Carpenter,	Mitchell,	R. Thompson,

Clark,	Monroe,	Wallace,
Connor,	Mussey,	Warner,
Dickey,	Mulholland,	Wendell,
Dunbar,	Newman,	Wilkerson,
Ferris,	Newton,	Woolnough,
Fowler,	Perry,	Wixson,
Gage,	Perkins,	Speaker,
Gies,		55

NAYS. 0

Title agreed to.

On motion of Mr. Raymond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to provide for the laying out and establishing a State road in the counties of Saginaw and Genesee,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Perkins,
Baldwin,	Gies,	Pratt,
Bancroft,	Gilluly,	Raymond,
Beers,	Glessner,	Richards,
Brewster,	Goodwin,	Richardson,
S. F. Brown,	Grace,	Robison,
H. S. Buel,	Greenfield,	Sessions,
Bush,	Kelley,	Sharpe,
Carpenter,	Kelsey,	Smith,
Childs,	Kore,	Starkweather,
Clark,	Lane,	Thomas,
Connor,	Loomis,	R. Thompson,
Davids,	McDermott,	Wallace,
Dickey,	McKinley,	Warner,
Driggs,	Miles,	Watkins,
Dunbar,	Monroe,	Wendell,
Fallass,	Newman,	Woolnough,
Fowler,	Newton,	Wixson,
Frisbee,	Perry,	Speaker, 57

NAYS.

Mr. Green, Mr. Reynolds, 2

Title agreed to.

On motion of Mr. Driggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 108, being

A bill relative to brokers and exchange dealers,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Baldwin,	Mr.	Fallass,	Mr.	Phelps,
	Bancroft,		Fowler,		Pratt,
	Beers,		Gage,		Reeves,
	Brewster,		Gies,		Richards,
	Benj. Brown,		Gilluly,		Richardson,
	S. F. Brown,		Glessner,		Robison,
	A. W. Buel,		Goodwin,		Sessions,
	H. S. Buel,		Green,		Sharpe,
	Buah,		Kelley,		Smith,
	Carr,		Loomis,		Starkweather,
	Carpenter,		McDermott,		Thomas,
	Clark,		Miles,		R. Thompson,
	Campau,		Mitchell,		Wallace,
	Connor,		Monroe,		Warner,
	Dalton,		Mulholland,		Watkins,
	Daniells,		Newman,		Wendell,
	Davids,		Newton,		Woolnough,
	Dickey,		Perry,		Wixson,
	Enos,		Perkins,		Speaker, 57

NAYS.

Mr.	Allen,	Mr.	Ferris,	Mr.	Lane,
	Childs,		Greenfield,		5

Title agreed to.

House bill No. 95, being

A bill to amend certain sections of the act entitled an act to provide for the incorporation of railroad companies,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Newman,
	Baldwin,		Frisbee,		Perkins,
	Bancroft,		Gies,		Reynolds,
	Beers,		Glessner,		Richardson
	Beeson,		Green,		Robison,
	Benj. Brown,		Greenfield,		Sessions,
	S. F. Brown,		Kelley,		Sharpe,
	Carr,		Kelsey,		Starkweather,
	Childs,		Lane,		E. H. Thomson,
	Clark,		McMahon,		R. Thompson,
	Connor,		McKinley,		Warner,

Davids,	Mitchell,	Wendell,	
Dickey,	Monroe,	Woolnough,	
Enos,	Mussey,	Wixson,	
Fallass,	Mulholland,	Speaker,	45

NAYS.

Mr. Campau,	Mr. Smith,	2

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to preserve floating logs, timber and lumber, and for the marking of the same, on the Muskegon river,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Phelps	
Baldwin,	Ferris,	Pratt,	
Bancroft,	Fowler,	Raymond,	
Beers,	Frisbee,	Reeves,	
Brewster,	Gage,	Reynolds,	
Brooks,	Gies,	Richardson,	
Benj. Brown,	Gilluly,	Robison,	
S. F. Brown,	Gleesner,	Sessions,	
H. S. Buel,	Green,	Starkweather,	
Bush,	Greenfield,	Thomas,	
Carpenter,	Kelley,	E. H. Thomson,	
Childs,	Kelsey,	R. Thompson,	
Clark,	Lane,	Wallace,	
Connor,	McKinley,	Warner,	
Daniells,	Monroe,	Wendell,	
Davids,	Newman,	Wilkerson,	
Dickey,	Newton,	Woolnough,	
Driggs,	Perry,	Wixson,	
Enos,	Perkins,	Speaker,	75

NAYS. 0

Title agreed to.

Mr. Brooks moved that the bill be ordered to take immediate effect.

Which was not adopted.

House bill, entitled

A bill to amend chapter 154 of the revised statutes of 1846, compiled laws, chapter 181,

Being under consideration,

Mr. Lane moved that the bill be indefinitely postponed;

Which was not adopted.

The bill was then read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. McKinley,
Baldwin,	Enos,	Monroe,
Bancroft,	Ferris,	Mulholland,
Beeson,	Fowler,	Perkins,
Brewster,	Frisbee,	Phelps,
Benj. Brown,	Gage,	Pratt,
S. F. Brown,	Gies,	Raymond,
A. W. Buel,	Gilluly,	Reeves,
H. S. Buel,	Glessner,	Richardson,
Bush,	Goodwin,	Robison,
Carr,	Grace,	Sessions,
Carpenter,	Green,	Smith,
Clark,	Greenfield,	R. Thompson,
Connor,	Kelley,	Wallace,
Dalton,	Kelsey,	Warner,
Davids,	Kore,	Wilkerson,
Dickey,	Loomis,	Woolnough,
Driggs,	McDermott,	53

NAYS.

Mr. Childs,	Mr. Reynolds,	Mr. Wixson,
Lane,	Wendell,	Speaker,
Newman,		7

Title agreed to.

Mr. McDermott moved that the bill be ordered to take immediate effect;

Which was not adopted.

House bill, entitled

A bill to repeal the corporate rights and powers of the Pontiac and Groveland plank road company, and also the corporate rights and powers of the Novi and White Lake plank road company,

Was read a third time and two-thirds of all the members elect not voting therefor, it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Ferris,	Mr. Mulholland,
Beers,	Frisbee,	Newman,
Brewster,	Gage,	Perry,
Brooks,	Gies,	Perkins,
S. F. Brown,	Gilluly,	Phelps,
Carpenter,	Grace,	Reeves,

Clark,	Green,	Starkweather,
Connor,	Greenfield,	E. H. Thomson,
Dalton,	Kelsey,	Wallace,
Daniells,	Kore,	Warner,
Davids,	Loomis,	Watkins,
Enos,	McKinley,	Woolnough,
Fallass,	Monroe,	38

NAYS.

Mr. Allen,	Mr. Glessner,	Mr. Reynolds,
Baldwin,	Goodwin,	Richardson,
Beeson,	Kelley,	Robison,
A. W. Buel,	Mussey,	R. Thompson,
Bush,	Newton,	Wilkerson,
Childs,	Pratt,	Wixson,
Dickey,	Raymond,	Speaker,
Fowler,		22

Senate bill No 28, entitled

A bill to amend chapter 194 of the compiled laws, in relation to bail in criminal cases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Pratt,
Beers,	Frisbee,	Reynolds,
Beeson,	Gage,	Richards,
Brewster,	Gilluly,	Richardson,
Brooks,	Goodwin,	Robison,
Benj. Brown,	Green,	Sharpe,
S. F. Brown,	Greenfield,	Smith,
A. W. Buel,	Kelley,	Starkweather,
H. S. Buel,	Kelsey,	Thomas,
Bush,	Lane,	E. H. Thomson,
Childs,	Loomis,	R. Thompson,
Clark,	McKinley,	Wallace,
Connor,	Miles,	Warner,
Dickey,	Mitchell,	Watkins,
Drigga,	Monroe,	Wendell,
Dunbar,	Mussey,	Wilkerson,
Enos,	Newman,	Woolnough,
Fallass,	Perry,	Wixson,
Ferris,	Perkins,	Speaker, 57

NAYS.

Mr. Baldwin,	Mr. Gies,	Mr. Grace, 3

Title agreed to.

A bill supplementary to an act entitled an act to provide for the

drainage and reclamation of swamp lands by means of State roads and ditches,

Was read a third time, and a majority of all the members elect voting for the same, it was passed by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Frisbee,	Mr.	Mulholland,
	Baldwin,		Gies,		Newman,
	Beeson,		Gilluly,		Perry,
	Brooks,		Grace,		Pratt,
	Benj. Brown,		Greenfield,		Raymond,
	Bush,		Kelsey,		Richardson,
	Carr,		Lane,		Sessions,
	Carpenter,		Loomis,		Smith,
	Campau,		McMahon,		Warner,
	Dalton,		McDermott,		Watkins,
	Davids,		McKinley,		Wendell,
	Dickey,		Miles,		Wilkerson,
	Dunbar,		Mitchell,		Wixson,
	Fallass,		Monroe,		Speaker,
	Ferris,		Mussey,		44

NAYS

Mr.	Brewster,	Mr.	Glessner,	Mr.	Reynolds,
	Childs,		Goodwin,		Richards
	Clark,		Green,		Robison,
	Connor,		Kelley,		Sharpe,
	Enos,		Newton,		R. Thompson,
	Fowler,		Perkins,		Woolnough,
	Gage,		Reeves,		20

The title was agreed to.

Senate bill No. 57, entitled,

A bill to ascertain the annual cereal products of the State of Michigan,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr.	Bancroft,	Mr.	Fowler,	Mr.	Perry,
	Beers,		Frisbee,		Perkins,
	Brewster,		Gage,		Phelps,
	S. F. Brown,		Gullily,		Pratt,
	H. S. Buel,		Goodwin,		Raymond,
	Bush,		Greenfield,		Richardson,
	Carr,		Kelley,		Sessions,
	Campau,		Loomis,		Sharpe,
	Dalton,		McDermott,		Thomas,
	Daniells,		McKinley,		E. H. Thomson,

Davids, Miles, Warner,
Dickey, Mitchell, Watkins,
Driggs, Monroe, Speaker,
Ferris, Newman, 41

NAYS.

Mr. Allen, Mr. Glessner, Mr. Reynolds,
Beeson, Green, Smith,
Benj. Brown, Kelsey, Starkweather,
Carpenter, Lane, R. Thompson,
Childs, Mussey, Wallace,
Clark, Mulholland, Wendell.
Connor, Newton, Wilkerson,
Enos, Reeves, Wixson,
Gies, 25

Title agreed to.

Senate bill No. 117, entitled

A bill to provide for the repairing, preservation and operating of the Ship Canal around the Falls of St. Mary, and to perform the trust respecting the same,

Was read a third time, and a majority of all the members elect voting therefor, it was passed by yeas and nays, as follows:

YEAS.

Mr. Allen, Mr. Gilluly, Mr. Pratt,
Brewster, Goodwin, Raymond,
Brooks, Greenfield, Reynolds,
Benj. Brown, Kelley, Richards,
S. F. Brown, Kelsey, Robison,
Bush, Kore, Sessions,
Carr, Lane, Sharpe,
Childs, Loomis, Smith,
Connor, McMahon, Thomas,
Daniells, McKinley, E. H. Thomson,
Davids, Miles, R. Thompson,
Dickey, Monroe, Warner,
Driggs, Mussey, Watkins,
Enos, Newton, Wilkerson,
Fallass, Perry, Wixson,
Ferris, Phelps, Speaker,
Gage, 49

NAYS.

Mr. Bancroft, Mr. Fowler, Mr. Glessner,
A. W. Buel, Frisbee, Mitchell,
Clark, Gies, Mulholland, 9

Title agreed to.

On motion of Mr. E. H. Thomson,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

By unanimous consent, the Speaker announced the following:

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bills:

A bill making appropriations for constructing, furnishing and completing the House of Correction.

A bill to amend section twenty-five of chapter 153 of the revised statutes of 1846, the same being section 5735 of compiled laws, 1857.

A bill to amend Sec. 11 of the act entitled an act to define the powers and duties of the Boards of Supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers, approved April 8, 1851, (vol. 1, compiled laws, section 345.)

A bill to amend an act entitled an act to provide for holding terms of the District Court in the Upper Peninsula, approved Jan. 28, 1851, approved Jan. 24, 1853.

In the passage of which the Senate have concurred by a vote of all the Senators elect.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The bills were severally referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to provide for the establishment of a House of Industry in the city of Detroit;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-

thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice and referred to the committee on ways and means.

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill relative to conveyances of land and real estate;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice, and referred to the committee on the judiciary.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives, the following House bill:

A bill to incorporate a Board of Education for the city of East Saginaw,

To which the Senate have made an amendment, which is thereunto attached.

Which, as amended, has passed the Senate by a two-thirds vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

Mr. Driggs moved that the House concur in the amendment made by the Senate.

The House concurred therein, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Mussey,
Brewster,	Ferris,	Mulholland,
Brooks,	Fowler,	Newman,
S. F. Brown,	Gies,	Newton,
A. W. Buel,	Gilluly,	Phelps,
H. S. Buel,	Goodwin,	Pratt,
Bush,	Grace,	Reynolds,
Carr,	Greenfield,	Richards,
Carpenter,	Kelley,	Robison,
Childs,	Kelsey,	Sessions,
Clark,	Kore,	Sharpe,
Campan,	Lane,	Warner,
Connor,	Loomis,	Wendell,
Davids,	McKinley,	Wilkerson,
Dickey,	Miles,	Wixson,
Driggs,	Mitchell,	Speaker,
Dunbar,	Monroe,	50

NAYS 0

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following House bill:

A bill making appropriations for the State Agricultural College, and for the erection and repair of buildings on the Agricultural Farm;

Which the Senate have amended by striking out section 2 and all of section 3, after the word "treasurer," in the third line, and inserted in place of "thirty-seven" in line 2, of section 1, the words "forty-one."

Which as amended has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

Mr. S. F. Brown moved that the House concur in the amendment made by the Senate;

Which was withdrawn.

Mr. H. S. Buel moved that "forty-one" be stricken out, and "thirty" inserted.

Mr. Dickey called for a division of the question.

The question being upon striking out "forty-one,"

Mr. H. S. Buel called for the yeas and nays.

The call was seconded;

And the House refused to strike out, by yeas and nays, as follows:

YEAS.

Mr.	Beeson,	Mr.	Davids,	Mr.	McKinley,
	A. W. Buel,		Frisbee,		Mulholland,
	H. S. Buel,		Gage,		Reeves,
	Bush,		Gleasner,		Robison,
	Carr,		Goodwin,		Smith,
	Childs,		Grace,		Warner,
	Campau,		Greenfield,		Wilkerson,
	Dalton,		McMahon,		23

NAYS.

Mr.	Benj. Brown,	Mr.	Kore,	Mr.	Reynolds,
	S. F. Brown,		Loomis,		Richardson,
	Clark,		Miles,		Sessions,
	Connor,		Mitchell,		Sharpe,
	Daniells,		Monroe,		Thomas,
	Dickey,		Mussey,		R. Thompson,
	Driggs,		Newman,		Wallace,
	Enos,		Newton,		Watkins,
	Ferris,		Perry,		Woolnough,
	Fowler,		Perkins,		Wixson,
	Gilluly,		Phelps,		Speaker,
	Green,		Pratt,		35

Mr. Dickey moved that the House concur in the Senate amendment.

And the House concurred therein, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Kelley,	Mr.	Phelps,
	Baldwin,		Kelsey,		Pratt,
	Benj. Brown,		Kore,		Raymond,
	S. F. Brown,		Loomis,		Reynolds,
	Carr,		McMahon,		Richards,
	Clark,		McDermott,		Sessions,
	Daniells,		Miles,		Sharpe,
	Dickey,		Mitchell,		Thomas,
	Driggs,		Monroe,		R. Thompson,
	Enos,		Mussey,		Wallace,
	Ferris,		Newman,		Watkins,
	Fowler,		Newton,		Woolnough,

Gage,	Perry,	Wixson,	
Gilluly,	Perkins,	Speaker,	
Green,			43

NAYS.

Mr. Beeson,	Mr. Davids,	Mr. Mulholland,	
H. S. Buel,	Dunbar,	Reeves,	
Carpenter,	Gies,	Robison,	
Childs,	Goodwin,	Smith,	
Campau,	Grace,	Warner,	
Connor,	Greenfield,	Wilkerson,	
Dalton,	Lane,		20

Also, the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following Senate bill:

A bill to prevent the adulteration of alcoholic liquors, and to punish all persons who shall sell or offer to sell adulterated liquors and other adulterated beverages;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice, and referred to the committee on ways and means.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to make an appropriation for building one hundred and sixty cells in the east wing of the State Prison, and for other purposes, as recommended by the Board of Inspectors in their last annual report,

Which the Senate has amended by striking out in section 1, in the third, fourth, fifth, sixth, seventh, eighth and ninth lines thereof, the sums named therein respectively.

Also, by striking out section two, and inserting in lieu thereof the following;

The agent shall by virtue of his office be building commissioner for the term of two years from the passage of this act, and shall receive an additional salary annually of four hundred dollars. And the clerk of the Prison shall be clerk of the building department, and shall keep in separate books, under the direction of the agent, all records, accounts and other matters necessary and proper to be kept, relating to the provisions of this act.

Which has passed the Senate as amended by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

Mr. Loomis moved that the House concur in the amendments made by the Senate.

The House refused to concur in the amendments, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Green,	Mr. Pratt,
Brooks,	Kelley,	R. Thompson,
Carr,	Loomis,	Watkins,
Childs,	Mitchell,	Woolnough,
Daniells,	Mussey,	Wixson,
Enos,	Perkins,	Speaker,
Gilluly,		19

NAYS.

Mr. Baldwin,	Mr. Fowler,	Mr. Newman,
Beers,	Frisbee,	Raymond,
Beeson,	Gage,	Reeves,
Brewster,	Gies,	Reynolds,
Benj. Brown,	Gleasner,	Richards,
H. S. Buel,	Goodwin,	Richardson,
Bush,	Grace,	Robison,
Carpenter,	Greenfield,	Sharpe,
Clark,	Kelsey,	Smith,
Campau,	McMahon,	Thomas,
Connor,	McDermott,	Wallace,
Dalton,	McKinley,	Warner,
Davids,	Monroe,	Wendell,
Driggs,	Mulholland,	Wilkerson,
Dunbar,		43

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

Joint resolution relative to the compensation of the firemen of the House of Representatives;

Amend by inserting after word "firemen," in 2d line of resolution, the words "of the Senate and House of;" also, add at the end of resolution, the words "which they have performed."

Also, amend title, by inserting after the words "for the," the words "Senate and."

In the passage of which the Senate have concurred, by a majority vote of all the Senators elect, and in which amendments the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The House concurred in the amendments made by the Senate, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Gage,	Mr.	Reynolds,
	Baldwin,		Gies,		Richards,
	Beers,		Greenfield,		Richardson,
	Brewster,		Kelley,		Robison,
	Brooks,		Kore,		Sharpe,
	Benj. Brown,		Loomis,		Starkweather,
	S. F. Brown,		McKinley,		R. Thompson,
	Bush,		Miles,		Wallace,
	Carr,		Mitchell,		Warner,
	Carpenter,		Monroe,		Watkins,
	Clark,		Newman,		Wendell,
	Connor,		Newton,		Wilkerson,
	Davids,		Perry,		Woolnough,
	Dickey,		Perkins,		Wixson,
	Driggs,		Pratt,		Speaker,
	Frisbee		Raymond,		47

NAYS.

Mr.	Dunbar,	Mr.	Fowler,	Mr.	McMahon,
	Fallass,		Grace,		McDermott, 6

The joint resolution was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to provide for the settlement and drainage of certain swamp lands by actual settlers,

And to inform the House that the Senate has receded from the amendment in which the House refused to concur.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was then referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to provide for the payment of the expenses of the State government, the State debt, and the interest falling due in the years 1859 and 1860;

In the passage of which the Senate have concurred by a majority te of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following joint resolutions:

Joint resolution relative to the procuring and preserving of certain papers;

Joint resolution for the establishment of a semi-weekly mail from St. Paul, in the State of Minnesota, to Puget Sound;

Joint resolution relative to the military instruction of the uniformed volunteer companies of Michigan militia;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The joint resolutions were severally referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, the following House bill:

A bill to amend sections 6, 33 and 35 of an act entitled an act to incorporate the city of Monroe, approved March 22, 1837;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bills:

A bill making an appropriation in aid of the Michigan Asylum for the Deaf and Dumb and the Blind at Flint;

Also,

A bill making appropriation for constructing, furnishing and sustaining the Michigan Asylum for the Insane;

Also,

A bill confirming the sale of the Iron Mountain Railroad;

Also,

A bill to amend an act entitled an act to provide for the formation of companies to construct plank roads, approved April 8, 1851;

Which have passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were severally referred to the committee on engrossment and enrollment.

By the committee on agriculture and manufactures:

The committee on agriculture and manufactures, to whom was referred

A bill to unite and consolidate the Agricultural Societies of Wayne and Washtenaw counties,

Have had the same under consideration, and directed their chairman to report the same back without amendment and, recommend its passage, and ask to be discharged from the further consideration of the same.

F. FOWLER, *Chairman.*

Report accepted and committee discharged.

Mr. Childs moved that the bill be placed on the order for third reading.

Mr. McMahon moved to lay the bill on the table;

Which was adopted.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to lay out and establish a State road from Lamont, in the county of Ottawa, *via.* Whitney's Mills, to Newaygo, in the county of Newaygo,

Would respectfully report that they have had the same under consideration, and have instructed their chairman to report the same back to the House, amended as follows, viz:

In the 3d line of section 8, after the word *taxes*, insert the following:

"on such lands as lay within one and a half miles on each side of said road,"

And recommend that the bill, so amended, do pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted and committee discharged.

The amendment was concurred in, and

The bill was ordered engrossed for a third reading.

By the committee on State affairs:

Your committee, to whom was referred Senate bill No. 16,

A bill to regulate fisheries in the waters of the State of Michigan;

Respectfully report that they have had the same under consideration, and recommend the bill be amended by adding to the first section the following:

"*Provided*, That in the waters of Lake St. Clair, stationary nets of not over ten rods in length, may be used."

Strike out of section 3, lines 2 and 3, the words "one mile and one-half of a mile," and insert in lieu thereof, the words "two miles."

Strike out all of the proviso in the last section.

And with such amendments ask to be discharged from the further consideration of the bill.

JAMES McMAHON, *Chairman.*

Report accepted, committee discharged, and the amendments concurred in.

Mr. Mulholland moved to strike out the word "eight," in line two, section 1, and insert "five."

Which was adopted.

On motion of Mr. Pratt,

The House took a recess until 7 o'clock this evening.

EVENING SESSION.

7 o'clock P. M.

House met, and was called to order by the Speaker.

Roll called: quorum present.

The House had under consideration

A bill to regulate fisheries in the waters of the State of Michigan.

Mr. E. H. Thomson moved that the vote whereby the word "eight" was stricken out and "five" inserted, be reconsidered;

Which was not adopted.

Mr. Childs moved to strike out section 9;

Which was adopted.

On motion of Mr. Smith,

All after the enacting clause was stricken out from the bill.

Mr. Dalton presented the following protest:

The undersigned member of the House of Representatives of the State of Michigan, hereby enters his protest against the passage of an act entitled "an act to provide for the organization of the county of Muskegon." The reasons for said protest are, first, in the organization of said county, seven-tenths of the people of Ottawa and Oceana are opposed to the division and organization of said county therefrom; because the people of the new county (Muskegon) are opposed to the organization, and have remonstrated to this Legislature against said act. Again, he protests because over eleven hundred remonstrances have been presented to this House against said organization, while only the small number of about four hundred have asked for it, and nine-tenths of them are residents of the village of Muskegon, where this Legislature have located the county seat; and because seventeen out of twenty of the supervisors of said county have memorialized this Legislature against the division and new organization. And, finally, he would still further protest against the said act, because this Legislature have refused to submit to the electors of the county of Oceana and Ottawa the privilege of saying whether they are willing to have their territory divided, thereby lessening the number of townships in said counties, as contemplated by the constitution of this State, relative to the organization of counties.

JAS. DALTON, Jr.,
Representative of the Co. of Ottawa.

Lansing, Feb. 12th, 1859.

REPORTS OF STANDING COMMITTEES.

Made by unanimous consent:

Your committee, to whom was referred

Senate manuscript bill, making appropriations for the State Normal School,

Beg leave to report back the bill with the recommendation that the same do pass.

For the Committee,
FOSTER PRATT.

Report accepted, and committee discharged.

The bill was placed on the order for third reading.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill relative to conveyance of lands and real estate,

Beg leave to report that they have had the same under consideration, and report the same back without amendment, and recommend that the same do not pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and the bill laid on the table.

By the judiciary committee:

The committee on the judiciary, to whom was referred

A bill to provide for an additional circuit court commissioner in certain counties,

Have had the same under consideration, and have instructed their chairman to report the same back with a recommendation that it do not pass, and ask to be discharged from the further consideration of the same.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and the bill laid on the table.

By the committee on education:

The committee on education, to whom was referred

A bill to provide for the establishment of school district libraries,

Respectfully report, that they have had the same under consideration, and herewith report the bill back without amendment, recommend its passage, and ask to be discharged from the further consideration of the same.

ALONZO SESSIONS, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the special committee on amendments to the constitution:

The special committee on constitutional amendments, to whom was referred sundry petitions, on different points of constitutional reform, would respectfully report that the subject matter of most of said petitions have already been reported upon, and the petitions are herewith

reported back without any further recommendations, and ask to be discharged from the further consideration of the same.

F. MILES, *Chairman.*

Report accepted, committee discharged, and the petitions laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for the laying out and establishing a State road in the counties of Marquette and Delta, in the Upper Peninsula;

Also,

A bill as a substitute for the above, to provide for laying out and establishing a State road in the counties of Marquette and Delta, in the Upper Peninsula;

Also,

A bill to lay out and construct a State road from Marquette, in Marquette county, via L'Anse, in Houghton county, to Ontonagon, in Ontonagon county;

Also,

A bill to authorize the Supervisors of Midland county to build bridges across the Tittabawassee and Chippewa rivers, and making an appropriation therefor,

Respectfully report that they have had the above named bills under consideration, and have instructed their chairman to report the same back to the House, recommend that said bills do not pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, committee discharged, and the several bills laid on the table.

The committee on banks and incorporations respectfully report

Senate bill No. 121,

Amended as instructed;

Also,

Senate bill No. 91, requiring railroads to cut weeds;

Also,

Senate bill No. 93, being

A bill to amend secs. 19, 20 and 21 of an act to provide for the incorporation of railroad companies;

Also,

A bill to authorize the Board of Health of Spring Lake in Ottawa county to disinter and remove the remains from an old cemetery to a new one;

Which they have amended by inserting an enacting clause, with the recommendation that they do pass;

Also,

A bill to exempt from taxation the property of incorporated fire departments in cities and villages,

Without recommendation, and ask to be discharged;

Also,

The petition of 775 citizens of Detroit, praying the passage of a law authorizing the election of ward assessors in the city of Detroit,

To accomplish which there is a bill before the House;

Also,

A bill to amend an act for the incorporation of charitable societies,

Adverse to its passage;

Also,

A bill appropriating swamp lands to aid in construction of Detroit and Grand Rapids Railroad,

Recommending that it do not pass, and ask to be discharged, &c.

Also,

The petitions of many citizens of the village of Hilladale, asking an amendment to the charter of the village of Hilladale;

A bill to accomplish the prayer of which having passed the House;

Also,

A bill to alter the plat of the village of Midland,

Which is deemed unconstitutional;

Also,

Sundry other petitions, and remonstrances and memorials,

And ask to be discharged.

P. B. LOOMIS, *Chairman.*

Report accepted, committee discharged, and the petitions laid on the table.

By the committee on militia:

The committee on militia, to whom was referred

Sundry memorials and petitions, ask leave to report the same back after having the same under consideration, and ask to be discharged from their further consideration.

H. RAYMOND, *Chairman.*

Mr. Monroe moved that House bill No. 8, to amend an act entitled an act to incorporate the Port Huron and Lake Michigan Railroad Company be taken from the table and put on the order of third reading.

Mr. E. H. Thomson objected to the introduction of the motion.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following bills:

A bill to amend title 3, chap. 6, of the compiled laws of 1857, in relation to special elections;

Also,

A bill to fix the boundaries of Union School District No. 1, of the city of Jackson, and to authorize said district to raise money by taxation;

Also,

A bill to change the name of the First Congregational Society of New Canandaigua, to the First Congregational Society of Orion,

Which have passed the Senate by a majority vote of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and laid on the table.

The second named bill was read twice and referred to the committee on banks and incorporations.

The third named bill was read twice and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

Senate bill, entitled

A bill to amend an act to provide for laying out and establishing a State road in the county of Sanilac, approved Feb. 4, 1858,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Greenfield,	Mr. Richardson,
Baldwin,	Kelley,	Robison,
Bancroft,	Lane,	Sessions,

Beers,	McMahon,	Sharpe,
Beeson,	McKinley,	Smith,
Brewster,	Miles,	Starkweather,
Brooks,	Mitchell,	Thomas,
S. F. Brown,	Monroe,	E. H. Thomson,
Bushnell,	Mussey,	R. Thompson,
Carpenter,	Mulholland,	Wallace,
Childs,	Newman,	Warner,
Campau,	Newton,	Watkins,
Driggs,	Perry,	Wendell,
Fallass,	Perkins,	Wilkerson,
Ferris,	Pratt,	Wixson,
Fowler,	Raymond,	Speaker,
Gilluly,		49

NAYS.

Mr. Benj. Brown,	Mr. Gies,	Mr. Loomis,
Gage,	Goodwin,	McDermott, 6

Title agreed to; and,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 116, entitled

A bill to provide for laying out and establishing a State road from Port Hope, in the county of Huron, to Saginaw Bay,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Pratt,
Baldwin,	Fowler,	Raymond,
Beers,	Glessner,	Richardson,
Beeson,	Green,	Robison,
Brewster,	Greenfield,	Sessions,
Brooks,	Kelley,	E. H. Thomson,
Benj. Brown,	Kelsey,	R. Thompson,
S. F. Brown,	Kent,	Wallace,
H. S. Buel,	Lane,	Warner,
Bush,	McKinley,	Watkins,
Carr,	Mitchell,	Wendell,
Childs,	Monroe,	Wilkerson,
Daniells,	Mussey,	Woolnough,
Dickey,	Mulholland,	Wixson,
Driggs,	Perkins,	Speaker,
Dunbar,		46

NAYS.

Mr. Bushnell,	Mr. Gies,	Mr. Phelps, 3

Title agreed to.

By a vote of two-thirds of all members elect, the bill was ordered to take immediate effect.

Senate bill No. 85, entit'ed

A bill to provide for the laying out and establishing of a State road in the counties of Midland, Bay, Tuscola and Huron,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Baldwin,	Fowler,	Pratt,
Bancroft,	Frisbee,	Raymond,
Beers,	Gage,	Reeves,
Beeson,	Gilluly,	Richardson,
Brooks,	Gleasner,	Robison,
Benj. Brown,	Goodwin,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Buslinell,	Kelsey,	Thomas,
Carr,	Kore,	E. H. Thomson,
Carpenter,	McMahon,	R. Thompson,
Childs,	McKinley,	Wallace,
Clark,	Miles,	Warner,
Campau,	Mitchell,	Watkins,
Dalton,	Monroe,	Wendell,
Davids,	Mussey,	Woolnough,
Dickey,	Mulholland,	Wixson,
Driggs,	Newman,	Speaker,
Dunbar,		58

NAYS.

Mr. S. F. Brown, 1

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 109, entitled

A bill to authorize the President, Directors and Company of the Farmers' and Mechanics' Bank of Michigan to issue preferred stock,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Monroe,
Bancroft,	Dunbar,	Mussey,
Beers,	Fallass,	Newman
Beeson,	Ferris,	Perry,
Brewster,	Fowler,	Perkins,

Benj. Brown,	Frisbee,	Pratt,
S. F. Brown,	Gies,	Reeves,
A. W. Buel,	Gilluly,	Richards,
H. S. Buel,	Goodwin,	Richardson,
Carr,	Grace,	Robison,
Childs,	Greenfield,	Sessions,
Clark,	Kelley,	Sharpe,
Campau,	Kore,	Smith,
Connor,	Loomis,	E. H. Thomson,
Dalton,	McMahon,	Warner,
Daniells,	McDermott,	Watkins,
Davids,	McKinley,	Wendell,
Dickey,	Mitchell,	Speaker, 54

NAYS.

Mr. Bushnell,	Mr. Miles,	Mr. R. Thompson,
Carpenter,	Mulholland,	Wallace,
Gage,	Phelps,	Wilkerson,
Glessner,	Reynolds,	Woolnough,
Lane,	Starkweather,	14

Title agreed to; and,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 110, entitled

A bill to provide for the organization of the township of Fairbanks,

Being under consideration,

On motion of Mr. Warner,

The bill was recommitted to the committee on towns and counties with instructions.

Senate bill No. 33, entitled

A bill to amend an act entitled an act to provide for the organization of the supreme court, pursuant to section 2 of article 6 of the constitution, approved Feb. 16, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Geis,	Mr. Pratt,
Baldwin,	Gilluly,	Raymond,
Bancroft,	Goodwin,	Reeves,
Beers,	Grace,	Reynolds,
Reeson,	Greenfield,	Richards,
Benj. Brown,	Kelley,	Richardson,
S. F. Brown,	Kelsey,	Robison,
Carr,	Lane,	Smith,
Childs,	McDermott,	Starkweather,

111

Campau,	McKinley,	E. H. Thomson,
Connor,	Mitchell,	R. Thompson,
Daniells,	Monroe,	Wallace,
Dickey,	Mussey,	Warner,
Driggs,	Newman,	Watkins,
Fallass,	Newton,	Wilkerson,
Ferris,	Perry,	Woolnough,
Gage,	Perkins,	Speaker, 51

NAYS.

Mr. Bushnell,	Mr. Dalton,	Mr. Thomas,
Carpenter,	Mulholland,	5

Title agreed to.

Senate bill, entitled

A bill to authorize the First Congregational church and society of Jackson to borrow money, and to make a bond and mortgage to secure the payment thereof,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Pratt,
Bancroft,	Gies,	Reynolds,
Beers,	Gilluly,	Richards,
Beeson,	Glessner,	Richardson,
S. F. Brown,	Goodwin,	Robison,
A. W. Buel,	Grace,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Starkweather,
Bushnell,	Kelsey,	Thomas,
Carr,	Kore,	E. H. Thomson,
Carpenter,	Lane,	R. Thompson,
Childs,	Loomis,	Wallace,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Davids,	Mussey,	Wendell,
Driggs,	Newman,	Wilkerson,
Dunbar,	Newton,	Woolnough,
Fallass,	Perkins,	Speaker,
Ferris,		55

NAYS.

Mr. Benj. Brown, 1

The title was agreed to.

On motion of Mr. Loomis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 123, being

A bill to repeal section 20 of an act disposing of certain lands for railroad purposes, approved Feb. 14, 1857,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Dickey,	Mr. Newton,
Bancroft,	Driggs,	Perry,
Beers,	Dunbar,	Pratt,
Beeson,	Fallass,	Raymond,
Benj. Brown,	Frisbee,	Reeves,
S. F. Brown,	Gies,	Richardson,
A. W. Buel,	Gilluly,	Robison,
H. S. Buel,	Goodwin,	Sharpe,
Bush,	Greenfield,	Smith,
Bushnell,	Kelley,	Starkweather,
Carr,	Kelsey,	Thomas,
Carpenter,	Kore,	E. H. Thomson,
Childs,	Lane,	Wallace,
Campau,	McMahon,	Warner,
Connor,	McDermott,	Watkins,
Dalton,	McKinley,	Wendell,
Daniells,	Monroe,	Speaker,
Davids,	Newman,	53

NAYS.

Mr. Allen,	Mr. Glessner,	Mr. Richards,
Brooks,	Mulholland,	R. Thompson,
Fowler,	Reynolds,	Wilkerson, 9

The title was agreed to, and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 7, being

A bill to provide for reviewing certain judgments of the circuit court,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bushnell,	Mr. Kore,	Mr. Reeves,
Carr,	McKinley,	Reynolds,
Campau,	Mitchell,	Smith,
Daniells,	Perry,	Warner,
Glessner,	Pratt,	Woolnough,
Goodwin,	Raymond,	Speaker, 18

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Mulholland,
Baldwin,	Fowler,	Perkins,
Brewster,	Frisbee,	Richards,
S. F. Brown,	Gage,	Robison,
A. W. Buel,	Gilluly,	Sharpe,
Bush,	Grace,	Starkweather,
Clark,	Greenfield,	Thomas,
Connor,	Kelley,	E. H. Thomson,
Davids,	Kelsey,	R. Thompson,
Dickey,	Lane,	Wallace,
Driggs,	Miles,	Watkins,
Dunbar,	Monroe,	Wendell,
Fallass,		37

By unanimous consent, the committee on towns and counties, made the following report:

The committee on towns and counties, to whom was recommitted

A bill to organize the township of Fairbanks,

Report the same back to the House, with amendments, recommend its passage as amended, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

Senate bill No. 12, being

A bill to amend section 144, of chapter 114 of the revised statutes of 1848, being section 3,597 of the compiled laws of 1857, in relation to appeals in chancery,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Monroe,
Bancroft,	Fowler,	Mussey,
Beers,	Gage,	Perkins,
Beeson,	Gies,	Pratt,
Brewster,	Gilluly,	Reynolds,
A. W. Buel,	Glessner,	Richards,
Bush,	Grace,	Richardson,
Carr,	Greenfield,	Sharpe,
Carpenter,	Kelley,	Smith,
Clark,	Kelsey,	E. H. Thomson,
Connor,	Lane,	Watkins,
Davids,	McKinley,	Woolnough,
Driggs,	Mitchell,	Speaker,
Fallass,		40

NAYS.

Mr. Benj. Brown,	Mr. Frisbee,	Mr. Reeves,	
S. F. Brown,	Goodwin,	Robison,	
H. S. Buel,	Loomis,	Thomas,	
Childs,	McDermott,	Wallace,	
Daniells,	Miles,	Warner,	
Dickey,	Mulholland,	Wendell,	
Dunbar,	Newton,	Wilkerson,	21

Senate bill No. 110, entitled

A bill to provide for the organization of the township of Fairbanks,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Mussey,	
Bancroft,	Frisbee,	Mulholland,	
Beers,	Gage,	Newman,	
Beeson,	Gies,	Newton,	
Brewster,	Gilluly,	Perry,	
Benj. Brown,	Glessner,	Pratt,	
S. F. Brown,	Goodwin,	Reynolds,	
A. W. Buel,	Grace,	Richardson,	
H. S. Buel,	Greenfield,	Sharpe,	
Bush,	Kelsey,	Smith,	
Carr,	Kore,	Starkweather,	
Carpenter,	Lane,	E. H. Thomson,	
Childs,	Loomis,	R. Thompson,	
Campau,	McDermott,	Wallace,	
Connor,	McKinley,	Warner,	
Davids,	Miles,	Wendell,	
Dickey,	Mitchell,	Woolnough,	
Driggs,	Monroe,	Speaker,	54

NAYS. 0

Title agreed to.

Mr. Daniells, by unanimous consent, introduced

A bill to authorize the township of Lansing to hold its annual and special elections in the city of Lansing;

Which was read twice,

And the rules being suspended,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Perry,	
Baldwin,	Fowler,	Perkins,	
Bancroft,	Gies,	Phelps,	

reported back without any further recommendations, and ask to be discharged from the further consideration of the same.

F. MILES, *Chairman.*

Report accepted, committee discharged, and the petitions laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for the laying out and establishing a State road in the counties of Marquette and Delta, in the Upper Peninsula;

Also,

A bill as a substitute for the above, to provide for laying out and establishing a State road in the counties of Marquette and Delta, in the Upper Peninsula;

Also,

A bill to lay out and construct a State road from Marquette, in Marquette county, via L'Anse, in Houghton county, to Ontonagon, in Ontonagon county;

Also,

A bill to authorize the Supervisors of Midland county to build bridges across the Tittabawassee and Chippewa rivers, and making an appropriation therefor,

Respectfully report that they have had the above named bills under consideration, and have instructed their chairman to report the same back to the House, recommend that said bills do not pass, and ask to be discharged from the further consideration thereof.

JAMES WEBSTER CHILDS, *Chairman.*

Report accepted, committee discharged, and the several bills laid on the table.

The committee on banks and incorporations respectfully report

Senate bill No. 121,

Amended as instructed;

Also,

Senate bill No. 91, requiring railroads to cut weeds;

Also,

Senate bill No. 93, being

A bill to amend secs. 19, 20 and 21 of an act to provide for the incorporation of railroad companies;

Also,

A bill to authorize the Board of Health of Spring Lake in Ottawa county to disinter and remove the remains from an old cemetery to a new one;

Which they have amended by inserting an enacting clause, with the recommendation that they do pass;

Also,

A bill to exempt from taxation the property of incorporated fire departments in cities and villages,

Without recommendation, and ask to be discharged;

Also,

The petition of 775 citizens of Detroit, praying the passage of a law authorizing the election of ward assessors in the city of Detroit,

To accomplish which there is a bill before the House;

Also,

A bill to amend an act for the incorporation of charitable societies,

Adverse to its passage;

Also,

A bill appropriating swamp lands to aid in construction of Detroit and Grand Rapids Railroad,

Recommending that it do not pass, and ask to be discharged, &c.

Also,

The petitions of many citizens of the village of Hilladale, asking an amendment to the charter of the village of Hilladale;

A bill to accomplish the prayer of which having passed the House;

Also,

A bill to alter the plat of the village of Midland,

Which is deemed unconstitutional;

Also,

Sundry other petitions, and remonstrances and memorials,

And ask to be discharged.

P. B. LOOMIS, *Chairman.*

Report accepted, committee discharged, and the petitions laid on the table.

By the committee on militia:

The committee on militia, to whom was referred

Sundry memorials and petitions, ask leave to report the same back after having the same under consideration, and ask to be discharged from their further consideration.

H. RAYMOND, *Chairman.*

Mr. Monroe moved that House bill No. 8, to amend an act entitled an act to incorporate the Port Huron and Lake Michigan Railroad Company be taken from the table and put on the order of third reading.

Mr. E. H. Thomson objected to the introduction of the motion.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following bills:

A bill to amend title 3, chap. 6, of the compiled laws of 1857, in relation to special elections;

Also,

A bill to fix the boundaries of Union School District No. 1, of the city of Jackson, and to authorize said district to raise money by taxation;

Also,

A bill to change the name of the First Congregational Society of New Canandaigua, to the First Congregational Society of Orion,

Which have passed the Senate by a majority vote of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and laid on the table.

The second named bill was read twice and referred to the committee on banks and incorporations.

The third named bill was read twice and referred to the committee on banks and incorporations.

THIRD READING OF BILLS.

Senate bill, entitled

A bill to amend an act to provide for laying out and establishing a State road in the county of Sanilac, approved Feb. 4, 1853,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Greenfield,	Mr. Richardson,
Baldwin,	Kelley,	Robison,
Bancroft,	Lane,	Sessions,

Beers,	McMahon,	Sharpe,
Beeson,	McKinley,	Smith,
Brewster,	Miles,	Starkweather,
Brooks,	Mitchell,	Thomas,
S. F. Brown,	Monroe,	E. H. Thomson,
Bushnell,	Mussey,	R. Thompson,
Carpenter,	Mulholland,	Wallace,
Childs,	Newman,	Warner,
Campau,	Newton,	Watkins,
Driggs,	Perry,	Wendell,
Fallass,	Perkins,	Wilkerson,
Ferris,	Pratt,	Wixson,
Fowler,	Raymond,	Speaker,
Gilluly,		49

NAYS.

Mr. Benj. Brown,	Mr. Gies,	Mr. Loomis,
Gage,	Goodwin,	McDermott, 6

Title agreed to; and,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 116, entitled

A bill to provide for laying out and establishing a State road from Port Hope, in the county of Huron, to Saginaw Bay,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Enos,	Mr. Pratt,
Baldwin,	Fowler,	Raymond,
Beers,	Gleasner,	Richardson,
Beeson,	Green,	Robison,
Brewster,	Greenfield,	Sessions,
Brooks,	Kelley,	E. H. Thomson,
Benj. Brown,	Kelsey,	R. Thompson,
S. F. Brown,	Kore,	Wallace,
H. S. Buel,	Lane,	Warner,
Bush,	McKinley,	Watkins,
Carr,	Mitchell,	Wendell,
Childs,	Monroe,	Wilkerson,
Daniells,	Mussey,	Woolnough,
Dickey,	Mulholland,	Wixson,
Driggs,	Perkins,	Speaker,
Dunbar,		46

NAYS.

Mr. Bushnell,	Mr. Gies,	Mr. Phelps, 3

Title agreed to.

By a vote of two-thirds of all members elect, the bill was ordered to take immediate effect.

Senate bill No. 85, entitled

A bill to provide for the laying out and establishing of a State road in the counties of Midland, Bay, Tuscola and Huron,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Baldwin,	Fowler,	Pratt,
Bancroft,	Frisbee,	Raymond,
Beers,	Gage,	Reeves,
Beeson,	Gilluly,	Richardson,
Brooks,	Gleasner,	Robison,
Benj. Brown,	Goodwin,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Bushnell,	Kelsey,	Thomas,
Carr,	Kore,	E. H. Thomson,
Carpenter,	McMahon,	R. Thompson,
Childs,	McKinley,	Wallace,
Clark,	Miles,	Warner,
Campau,	Mitchell,	Watkins,
Dalton,	Monroe,	Wendell,
Davids,	Mussey,	Woolnough,
Dickey,	Mulholland,	Wixson,
Driggs,	Newman,	Speaker,
Dunbar,		58

NAYS.

Mr. S. F. Brown, 1

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 109, entitled

A bill to authorize the President, Directors and Company of the Farmers' and Mechanics' Bank of Michigan to issue preferred stock,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Monroe,
Bancroft,	Dunbar,	Mussey,
Beers,	Fallass,	Newman
Beeson,	Ferris,	Perry,
Brewster,	Fowler,	Perkins,

Benj. Brown,	Frisbee,	Pratt,
S. F. Brown,	Gies,	Reeves,
A. W. Buel,	Gilluly,	Richards,
H. S. Buel,	Goodwin,	Richardson,
Carr,	Grace,	Robison,
Childs,	Greenfield,	Sessions,
Clark,	Kelley,	Sharpe,
Campau,	Kore,	Smith,
Connor,	Loomis,	E. H. Thomson,
Dalton,	McMahon,	Warner,
Daniells,	McDermott,	Watkins,
Davids,	McKinley,	Wendell,
Dickey,	Mitchell,	Speaker, 54

NAYS.

Mr. Bushnell,	Mr. Miles,	Mr. R. Thompson,
Carpenter,	Mulholland,	Wallace,
Gage,	Phelps,	Wilkerson,
Gleasner,	Reynolds,	Woolnough,
Lane,	Starkweather,	14

Title agreed to; and,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 110, entitled

A bill to provide for the organization of the township of Fairbanks,

Being under consideration,

On motion of Mr. Warner,

The bill was recommitted to the committee on towns and counties with instructions.

Senate bill No. 33, entitled

A bill to amend an act entitled an act to provide for the organization of the supreme court, pursuant to section 2 of article 6 of the constitution, approved Feb. 16, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Geis,	Mr. Pratt,
Baldwin,	Gilluly,	Raymond,
Bancroft,	Goodwin,	Reeves,
Beers,	Grace,	Reynolds,
Reeson,	Greenfield,	Richards,
Benj. Brown,	Kelley,	Richardson,
S. F. Brown,	Kelsey,	Robison,
Carr,	Lane,	Smith,
Childs,	McDermott,	Starkweather,

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Campau,	McKinley,	E. H. Thomson,
Connor,	Mitchell,	R. Thompson,
Daniells,	Monroe,	Wallace,
Dickey,	Mussey,	Warner,
Driggs,	Newman,	Watkins,
Fallass,	Newton,	Wilkerson,
Ferris,	Perry,	Woolnough,
Gage,	Perkins,	Speaker, 51

NAYS.

Mr. Bushnell,	Mr. Dalton,	Mr. Thomas,
Carpenter,	Mulholland,	5

Title agreed to.

Senate bill, entitled

A bill to authorize the First Congregational church and society of Jackson to borrow money, and to make a bond and mortgage to secure the payment thereof,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Pratt,
Bancroft,	Gies,	Reynolds,
Beers,	Gilluly,	Richards,
Beeson,	Glessner,	Richardson,
S. F. Brown,	Goodwin,	Robison,
A. W. Buel,	Grace,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Starkweather,
Bushnell,	Kelsey,	Thomas,
Carr,	Kore,	E. H. Thomson,
Carpenter,	Lane,	R. Thompson,
Childs,	Loomis,	Wallace,
Connor,	McKinley,	Warner,
Dalton,	Miles,	Watkins,
Davids,	Mussey,	Wendell,
Driggs,	Newman,	Wilkerson,
Dunbar,	Newton,	Woolnough,
Fallass,	Perkins,	Speaker,
Ferris,		55

NAYS.

Mr. Benj. Brown, 1

The title was agreed to.

On motion of Mr. Loomis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 123, being

A bill to repeal section 20 of an act disposing of certain lands for railroad purposes, approved Feb. 14, 1857,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Dickey,	Mr. Newton,
Bancroft,	Driggs,	Perry,
Beers,	Dunbar,	Pratt,
Beeson,	Fallass,	Raymond,
Benj. Brown,	Frisbee,	Reeves,
S. F. Brown,	Gies,	Richardson,
A. W. Buel,	Gilluly,	Robison,
H. S. Buel,	Goodwin,	Sharpe,
Bush,	Greenfield,	Smith,
Bushnell,	Kelley,	Starkweather,
Carr,	Kelsey,	Thomas,
Carpenter,	Kore,	E. H. Thomson,
Childs,	Lane,	Wallace,
Campau,	McMahon,	Warner,
Connor,	McDermott,	Watkins,
Dalton,	McKinley,	Wendell,
Daniells,	Monroe,	Speaker,
Davids,	Newman,	53.

NAYS.

Mr. Allen,	Mr. Glessner,	Mr. Richards,
Brooks,	Mulholland,	R. Thompson,
Fowler,	Reynolds,	Wilkerson, 9.

The title was agreed to, and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 7, being

A bill to provide for reviewing certain judgments of the circuit court,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bushnell,	Mr. Kore,	Mr. Reeves,
Carr,	McKinley,	Reynolds,
Campau,	Mitchell,	Smith,
Daniells,	Perry,	Warner,
Glessner,	Pratt,	Woolnough,
Goodwin,	Raymond,	Speaker, 18

NAYS.

Mr. Allen,	Mr. Ferris,	Mr. Mulholland,
Baldwin,	Fowler,	Perkins,
Brewster,	Frisbee,	Richards,
S. F. Brown,	Gage,	Robison,
A. W. Buel,	Gilluly,	Sharpe,
Bush,	Grace,	Starkweather,
Clark,	Greenfield,	Thomas,
Connor,	Kelley,	E. H. Thomson,
Davids,	Kelsey,	R. Thompson,
Dickey,	Lane,	Wallace,
Driggs,	Miles,	Watkins,
Dunbar,	Monroe,	Wendell,
Fallass,		37

By unanimous consent, the committee on towns and counties, made the following report:

The committee on towns and counties, to whom was recommitted

A bill to organize the township of Fairbanks,

Report the same back to the House, with amendments, recommend its passage as amended, and ask to be discharged from the further consideration of the same.

J. C. KORE, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

Senate bill No. 12, being

A bill to amend section 144, of chapter 114 of the revised statutes of 1846, being section 3,597 of the compiled laws of 1857, in relation to appeals in chancery,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Monroe,
Bancroft,	Fowler,	Mussey,
Beers,	Gage,	Perkins,
Beeson,	Gies,	Pratt,
Brewster,	Gilluly,	Reynolds,
A. W. Buel,	Glessner,	Richards,
Bush,	Grace,	Richardson,
Carr,	Greenfield,	Sharpe,
Carpenter,	Kelley,	Smith,
Clark,	Kelsey,	E. H. Thomson,
Connor,	Lane,	Watkins,
Davids,	McKinley,	Woolnough,
Driggs,	Mitchell,	Speaker,
Fallass,		40

NAYS.

Mr.	Benj. Brown,	Mr.	Frisbee,	Mr.	Reeves,
	S. F. Brown,		Goodwin,		Robison,
	H. S. Buel,		Loomis,		Thomas,
	Childs,		McDermott,		Wallace,
	Daniells,		Miles,		Warner,
	Dickey,		Mulholland,		Wendell,
	Dunbar,		Newton,		Wilkerson, 21

Senate bill No. 110, entitled

A bill to provide for the organization of the township of Fairbanks,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Mussey,
	Bancroft,		Frisbee,		Mulholland,
	Beers,		Gage,		Newman,
	Beeson,		Gies,		Newton,
	Brewster,		Gilluly,		Perry,
	Benj. Brown,		Glessner,		Pratt,
	S. F. Brown,		Goodwin,		Reynolds,
	A. W. Buel,		Grace,		Richardson,
	H. S. Buel,		Greenfield,		Sharpe,
	Bush,		Kelsey,		Smith,
	Carr,		Kore,		Starkweather,
	Carpenter,		Lane,		E. H. Thomson,
	Childs,		Loomis,		R. Thompson,
	Campau,		McDermott,		Wallace,
	Connor,		McKinley,		Warner,
	Davids,		Miles,		Wendell,
	Dickey,		Mitchell,		Woolnough,
	Driggs,		Monroe,		Speaker, 54

NAYS. 0

Title agreed to.

Mr. Daniells, by unanimous consent, introduced

A bill to authorize the township of Lansing to hold its annual and special elections in the city of Lansing;

Which was read twice,

And the rules being suspended,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Dunbar,	Mr.	Perry,
	Baldwin,		Fowler,		Perkins,
	Bancroft,		Gies,		Phelps,

Beers,	Gilluly,	Pratt,
Beeson,	Grace,	Raymond,
Brewster,	Kelley,	Richards,
Benj. Brown.	Kore,	Richardson,
S. F. Brown,	Lane,	Robison,
A. W. Buel,	Loomis,	Sessions,
H. S. Buel,	McMahon,	Starkweather,
Bush,	McDermott,	E. H. Thomson,
Carr,	McKinley,	R. Thompson,
Carpenter,	Miles,	Wallace,
Childs,	Mitchell,	Warner,
Campau,	Monroe,	Wendell,
Connor,	Mussey,	Wilkerson,
Daniells,	Mulholland,	Woolnough,
Davids,	Newman,	Wixson,
Dickey,	Newton,	Speaker,
Driggs,		58

NAYS. 0

The title was agreed to.

On motion of Mr. Phelps,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill, entitled

A bill to organize the township of Geneva, in the county of Tuscola,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Baldwin,	Mr. Ferris,	Mr. Perry,
Beers,	Frisbee,	Perkins,
Beeson,	Gage,	Pratt,
Brooks,	Gilluly,	Raymond,
Benj. Brown,	Glessner,	Reeves,
S. F. Brown,	Green,	Reynolds,
H. S. Buel,	Kelley,	Richards,
Bush,	Kore,	Richardson,
Bushnell,	Lane,	Robison,
Carr,	Loomis,	Sessions,
Carpenter,	McMahon,	Sharpe,
Childs,	McKinley,	Smith,
Campau,	Miles,	E. H. Thomson,
Connor,	Monroe,	R. Thompson,
Dalton,	Mussey,	Wendell,
Dickey,	Newman,	Woolnough,
Driggs,	Newton,	Speaker,
Dunbar,		52

NAYS.

Mr. Brewster,	Mr. Mulholland,	Mr. Wilkerson,	
Clark,	Wallace,	Wixson,	
Gies,			7

The title was agreed to.

Mr. Bushnell moved that the House take a recess until 6 o'clock, Wednesday morning;

Which was not adopted.

Senate bill No. 120, entitled

A bill to encourage the manufacture of salt in the State of Michigan;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gage,	Mr. Reeves,
Baldwin,	Gies,	Reynolds,
Beeson,	Gilluly,	Richards,
Brewster,	Goodwin,	Richardson,
Brooks,	Grace,	Robison,
Benj. Brown,	Kelley,	Sessions,
S. F. Brown,	Kore,	Sharpe,
A. W. Buel.	Lane,	Smith,
Bushnell,	Loomis,	Starkweather,
Carr,	McDermott,	E. H. Thomson,
Carpenter,	McKinley,	R. Thompson,
Clark,	Monroe,	Wallace,
Connor,	Mussey,	Watkins,
Daniells,	Newman,	Wendell,
Dickey,	Newton,	Wilkerson,
Driggs,	Perry,	Woolnough,
Fallass,	Perkins,	Wixson,
Ferris,	Phelps,	Speaker,
Fowler,	Pratt,	56

NAYS.

Mr. Bush, 1

Title agreed to.

Senate bill, No. 93, entitled

A bill to amend sections 10, 20 and 21, of an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dalton,	Mr. Perkins,
Bancroft,	Davids,	Pratt,
Beers,	Driggs,	Reeves,
Beeson,	Dunbar,	Reynolds,
Brewster,	Ferris,	Richardson,
Brooks,	Frisbee,	Robison,
Benj. Brown,	Gilluly,	Sessions,
A. W. Buel,	Kore,	Sharpe,
H. S. Buel,	Lane,	Starkweather,
Bush,	McKinley,	E. H. Thomson,
Carr,	Monroe,	Wallace,
Carpenter,	Mussey,	Warner,
Childs,	Newman,	Wendell,
Clark,	Perry,	Speaker,
Connor,		43

NAYS.

S. F. Brown,	Mr. Gage,	Mr. Mulholland,
Bushnell,	Gies,	R. Thompson,
Daniells,	Goodwin,	Wilkerson,
Fowler,	Miles,	Woolnough 12

Title agreed to.

Senate bill, entitled

A bill making appropriations for the State Normal School,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newman,
Beers,	Fowler,	Perry,
Beeson,	Gilluly,	Perkins,
Brooks,	Green,	Pratt,
Benj. Brown,	Greenfield,	Reeves,
S. F. Brown,	Lane,	Reynolds,
H. S. Buel,	Loomis,	Richardson,
Bush,	McMahon,	Robison,
Bushnell,	McDermott,	Sessions,
Carpenter,	McKinley,	Smith,
Childs,	Mitchell,	E. H. Thomson,
Clark,	Monroe,	Wilkerson,
Campau,	Mussey,	Woolnough,
Dickey,	Mulholland,	Speaker,
Driggs,		43

NAYS. 9

The title was agreed to.

Senate bill, entitled

A bill to lay out and establish a State road from Lamont in the county of Ottawa, via Whitney's mills to Newaygo, in the county of Newaygo,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Frisbee,	Mr. Perry,
Baldwin,	Gilluly,	Phelps,
Beers,	Glessner,	Reynolds,
Beeson,	Grace,	Richardson,
Brewster,	Green,	Robison,
Brooks,	Greenfield,	Sessions,
Benj. Brown,	Kelley,	Sharpe,
S. F. Brown,	Kelsey,	Smith,
Bushnell,	Lane,	E. H. Thomson,
Carr,	McMahon,	R. Thompson,
Carpenter,	McKinley,	Wallace,
Clark,	Monroe,	Watkins,
Campau,	Mussey,	Wendell,
Dunbar,	Mulholland,	Woolnough,
Ferris,	Newman,	Speaker,
Fowler,	Newton,	47

NAYS.

Mr. Thomas, 1

Title agreed to, and by a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

A Joint resolution to encourage emigration,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benj. Brown,	Mr. Green,	Mr. Phelps,
S. F. Brown,	Greenfield,	Pratt,
Bushnell,	Kelley,	Raymond,
Childs,	Loomis,	Richards,
Daniells,	McMahon,	Richardson,
Dickey,	McKinley,	Sessions,
Ferris,	Miles,	Thomas,
Frisbee,	Monroe,	E. H. Thomson,
Gage,	Newman,	Watkins,
Gilluly,	Newton,	Wixson,
Goodwin,	Perry,	Speaker,
Grace,		34

NAYS.

Mr. Baldwin,	Mr. Campau,	Mr. Mulholland,
Bancroft,	Connor,	Perkins,

Beebe,	Dalton,	Reeves,
Beers,	Davids,	Reynolds,
Beeson,	Driggs,	Sharpe,
Brewster,	Dunbar,	Smith,
H. S. Buel,	Fowler,	R. Thompson,
Bush,	Glessner,	Wallace,
Carr,	Lane,	Wendell,
Carpenter,	McDermott,	Wilkerson,
Clark,	Mussey,	Woolnough, 33

Senate bill No. 82, being

A bill for the incorporation of insurance companies, and defining their powers and duties,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Newman,
Baldwin,	Ferris,	Perry,
Bancroft,	Frisbee,	Perkins
Beers,	Gage,	Phelps,
Brewster,	Gilluly,	Pratt,
Benj. Brown,	Glessner,	Raymond,
A. W. Buel,	Grace,	Reeves,
H. S. Buel,	Green,	Reynolds,
Carpenter,	Kelsey,	Richardson,
Childs,	Kore,	Sharpe,
Clark,	Loomis,	Smith,
Connor,	McMahon,	E. H. Thomson,
Daniells,	McKinley,	R. Thompson,
Davids,	Monroe,	Wilkerson,
Driggs,	Mulholland,	Speaker, 45

NAYS.

Mr. Beebe,	Mr. Goodwin,	Mr. Sessions,
Beeson,	Greenfield,	Starkweather,
S. F. Brown,	Kelley,	Thomas,
Bush,	Lane,	Wallace,
Bushnell,	McDermott,	Watkins,
Carr,	Mussey,	Wendell,
Dickey,	Richards,	Woolnough,
Fowler,	Robison,	Wixson,
Gies,		25

Title agreed to.

Senate bill No. 106, entitled

A bill to amend sections 4 and 8 of an act entitled an act to revise an act entitled an act to provide for the removal of the State Land Office to the seat of government, approved Feb. 13, 1855,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Beebe,	Mr.	Gage,	Mr.	Newman,
	Beers,		Gies,		Perry,
	Brewster,		Gilluly,		Perkins,
	Brooks,		Grace,		Pratt,
	S. F. Brown,		Greenfield,		Reynolds,
	Bush,		Kelley,		Richards,
	Bushnell,		Kelsey,		Robison,
	Carr,		Kore,		Sessions,
	Childs,		Lane,		Smith,
	Campau,		Loomis,		R. Thompson,
	Connor,		McMahon,		Wallace,
	Dalton,		McKinley,		Warner,
	Daniells,		Mitchell,		Wendell,
	Dickey,		Monroe,		Woolnough,
	Dunbar,		Mussey,		Speaker,
	Ferris,		Mulholland,		47

NAYS.

Mr.	Allen,	Mr.	Carpenter,	Mr.	Driggs,
	Baldwin,		Clark,		Fowler,
	Beeson,				7

Title was agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker, by unanimous consent, announced the following

MESSAGE FROM THE SENATE:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to authorize the Flint and Pere Marquette Railway Company to purchase the rights, property and franchises of the Genesee and Oakland Railroad Company;

A bill to provide for settlements and compromises by partners and joint debtors;

In the passage of which the Senate have concurred by a vote of two-thirds of all the Senators elect, and have ordered the same to take immediate effect, by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following bills and joint resolution:

A bill to determine the minority of Charlotte E. Quigley;

Also,

A bill to amend an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855, being sec. 1991 of compiled laws of 1857;

Also,

Joint resolution to authorize the Auditor General to discharge a judgment,

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The first named bill was read twice and placed on the order for third reading.

The second named bill was read twice and referred to the committee on banks and incorporations.

The third named bill was read twice and referred to the committee on judiciary.

House bill, entitled

A bill to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining the powers of such companies,

Was read a third time and passed, by yeas and nays, as follows:

YEAS.

Mr. Beebe,	Mr. Frisbee,	Mr. Mulholland,
Benj. Brown,	Gies,	Newman,
S. F. Brown,	Glessner,	Perry,
A. W. Buel,	Goodwin,	Pratt,
Bush,	Grace,	Reynolds,
Carr,	Kelley,	Richards,

Carpenter,	Kelsey,	Richardson,	
Clark,	Kore,	Robison,	
Campau,	Lane,	Sessions,	
Connor,	Loomis,	Sharpe,	
Daniells,	McMahon,	Starkweather,	
Davids,	Miles,	R. Thompson,	
Dickey,	Mitchell,	Wallace,	
Driggs,	Monroe,	Wilkerson,	
Dunbar,	Mussey,	Speaker,	45

NAYS.

Mr. Allen,	Mr. Dalton,	Mr. Reeves,	
Baldwin,	Ferris,	Smith,	
Bancroft,	Greenfield,	Warner,	
Beers,	McDermott,	Watkins,	
H. S. Buel,	McKinley,	Wendell,	
Bushnell,	Perkins,	Woolnough,	
Childs,			19

The title was agreed to, and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the committee on banks and incorporations made the following report:

The committee on banks and incorporations, to whom was referred

A bill to change the name of the First Congregational Society of Canandaigua, to the First Congregational Society of Orion,

Report, that they have had the same under consideration, and have instructed me to report the same back, and recommend its passage.

For the committee,

GEO. W. ALLEN.

Report accepted, committee discharged, and the bill placed on the order for third reading.

Mr. Mussey moved to reconsider the vote whereby the joint resolution to encourage emigration, was lost on its passage;

Which was adopted.

The question recurring upon the passage of the joint resolution, the same being entitled a

Joint resolution to encourage emigration,

It was passed, a majority of all the members elect voting therefor, as follows:

YEAS.

Mr. Allen,	Mr. Gilluly,	Mr. Newton,	
Brooks,	Goodwin,	Perry,	

Benj. Brown,
S. F. Brown,
A. W. Buel,
H. S. Buel,
Childs,
Campau,
Daniells,
Dickey,
Driggs,
Enos,
Fallass,
Frisbee,
Gage,
Gies,
Green,
Greenfield,
Kelley,
Kelsey,
Kore,
Loomis,
McMahon,
McDermott,
McKinley,
Miles,
Monroe,
Mussey,
Newman,
Perkins,
Phelps,
Pratt,
Raymond,
Richards,
Robison,
Sessions,
Smith,
Thomas,
E. H. Thomson,
Watkins,
Wixson,
Speaker,
40

NAYS.

Mr. Beebe,
Beers,
Bush,
Carr,
Carpenter,
Clark,
Connor,
Dalton,
Mr. Davids,
Dunbar,
Fowler,
Gleasner,
Mulholland,
Reeves,
Sharpe,
Mr. Starkweather,
R. Thompson,
Wallace,
Warner,
Wendell,
Wilkerson,
Woolnough
22

Title agreed to.

The Speaker called Mr. Dickey to the chair.

House bill entitled

A bill to authorize the Amboy, Lansing and Traverse Bay Railroad Company to purchase the property, rights and franchises of the Grand River Valley Railway Company, and to enable certain cities to borrow money,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,
Beers,
Brooks,
Benj. Brown,
S. F. Brown,
Clark,
Dalton,
Daniells,
Driggs,
Enos,
Mr. Fowler,
Gies,
Goodwin,
Greenfield,
Kelley,
Loomis,
McMahon,
Mulholland,
Perkins,
Mr. Phelps,
Pratt,
Reeves,
Richards,
Richardson,
Sessions,
Sharpe,
Smith,
Wilkerson,
28

NAYS.

Mr. Allen,
Baldwin,
Mr. Fallass,
Ferris,
Mr. Perry,
Raymond,

Beebe,	Frisbee,	Robison,
Beeson,	Gage,	Starkweather
Brewster,	Grace,	Thomas,
A. W. Buel,	Green,	E. H. Thomson,
H. S. Buel,	Kore,	Wallace,
Bush,	Lane,	Warner,
Carr,	Miles,	Watkins,
Carpenter,	Monroe,	Woolnough,
Childs,	Mussey,	Wixson,
Davids,	Newman,	Speaker,
Dickey,		37

Senate bill No. 91, entitled

A bill to require railroad corporations within this State to cut and destroy the noxious weeds which grow on the land occupied by them,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Baldwin,	Mr. Gilluly,	Mr. Pratt,
Beebe,	Goodwin,	Raymond,
Brewster,	Green,	Richards,
S. F. Brown,	Kelley,	Robison,
Bush,	Lane,	Sessions,
Carr,	Loomis,	Sharpe,
Clark,	McMahon,	Smith,
Campau,	Miles,	Starkweather,
Daniells,	Monroe,	Thomas,
Davids,	Mulholland,	Wallace,
Dickey,	Newman,	Watkins,
Enos,	Newton,	Wendell,
Fowler,	Perkins,	Wilkerson,
Frisbee,	Phelps,	Speaker,
Gage,		43

NAYS.

Mr. Allen,	Mr. Fallass,	Mr. Reeves,
Bancroft,	Ferris,	Richardson,
Benj. Brown,	Gies,	E. H. Thomson,
A. W. Buel,	Grace,	Warner,
Childs,	Greenfield,	Woolnough,
Dalton,	Kelsey,	Wixson,
Driggs,	Mussey,	20

The title was agreed to.

Mr. Mulholland moved that the House adjourn;

Which was not adopted.

House bill, entitled

A bill to authorise the Supervisors of Wayne and Monroe counties

to repair the United States turnpike in said counties, and asking an appropriation of ten thousand acres of swamp lands therefor,

Being under consideration,

Mr. Childs moved that the bill be indefinitely postponed.

Mr. Mussey moved to lay the motion on the table;

Which was not adopted.

The motion to indefinitely postpone was adopted.

Senate bill, entitled

A bill to amend chapter 26, section 1116, of the compiled laws, relative to ferries,

Was read a third time, and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fowler,	Mr. Perkins,
Beebe,	Frisbee,	Phelps,
Beers,	Gage,	Pratt,
Beeson,	Geis,	Raymond,
Brewster,	Gilluly,	Reeves,
Benj. Brown,	Grace,	Richards,
S. F. Brown,	Greenfield,	Richardson,
A. W. Buel,	Kelley,	Robison,
H. S. Buel,	Kelsey,	Sessions,
Bush,	Lane,	Smith,
Carr,	Loomis,	Starkweather,
Childs,	McMahon,	E. H. Thomson,
Clark,	McDermott,	R. Thomson,
Campau,	McKinley,	Wallace,
Daniells,	Miles,	Warner,
Davids,	Mussey,	Wendell,
Dickey,	Newman,	Watkins,
Driggs,	Newton,	53

NAYS. 0

Title agreed to.

On motion of Mr. Mussey,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

By unanimous consent, the Speaker announced the following:

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives, the following House bills:

A bill to extend the Ionia and Houghton Lake State road to the Straits of Mackinac;

A bill to amend section 1, of chapter 14, of the compiled laws of 1857;

A bill to punish for fraudulently removing or embezzling property under chattel mortgage;

A bill to amend sections 20 and 28, of chapter 202 compiled laws, relative to the State prison, and the management and discipline thereof;

A bill to lay out a State road from Saginaw city, in the county of Saginaw, to Alma, in the county of Gratiot;

A bill to amend chapter 187, title 38, compiled laws;

A bill to restore certain sections of land to township (6) six south of range (5) five east;

A bill to finish the geological survey of the State;

A bill to amend an act to provide for laying out a State road from Saginaw to Cheboygan, approved Feb. 4, 1858;

A bill to organize a certain township in the county of Manitou,

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were severally referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following bills:

A bill to prevent fishing with seines and other nets in certain counties in the State of Michigan.

A bill for the construction of a State road from St. Louis, in Gratiot county, by way of Alma and the geographical centre of Montcalm county to the State road from Greenville, in Montcalm county, to the Big Rapids on the Muskegon river.

A bill concerning the taking of recognizances in municipal courts,

A bill for laying out a State road road from the county of Mecosta to the county seat of Oceana county.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were severally referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following bill and joint resolution:

A bill to preserve floating logs, timber and lumber, and for the marking of the same on the Muskegon river,

Joint resolution to authorize the binding of the United States statutes at large, and other books belonging to the State Library,

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill and joint resolution were referred to the committee on enrollment and engrossment.

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

A bill to improve a certain road in the counties of Newaygo and Mecosta,

Also,

A bill to attach certain unorganised territory to the township of Midland;

Also,

A bill to amend section 2 of an act entitled an act to to incorporate the village of Constantine, approved February 13, 1857,

Also,

A bill to authorize the District Judge of the Upper Peninsula to convey lands held in trust under the act of Congress of May 23, 1844;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were severally referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following bills:

A bill to provide for laying out and establishing a State road from Midland city in Midland county, to St. Charles, in Saginaw county,

A bill authorizing the commissioners of highways of townships to establish water courses and locate ditches.

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following bill:

A bill to incorporate the village of Orion;

In the passage of which the Senate have concurred by a majority

vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

AARON B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following joint resolutions:

A joint resolution relative to the distribution of the session laws, journals and documents of the Legislature of the year 1859;

Joint resolution relative to printing certain documents;

Which have passed the Senate by a majority vote of all the Senators elect, in which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The joint resolutions were referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit to the House of Representatives the following:

Joint resolution to encourage emigration.

Which has passed the Senate by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to authorize the township of Lansing to hold its annual and special elections in the city of Lansing;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

By unanimous consent, the following report was made by the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Joint resolution for the relief of Alfred D. Sloan;

A joint resolution authorizing the Commissioner of the State Land Office to convey certain real estate to school district No. 10, in the township of Oneida, Eaton county;

Joint resolution proposing an amendment to section 2, article 18 of the constitution of this State, relative to the action of commissioners of highways;

Joint resolution authorizing the settlement of the claim of Wm. M. Johnson and Peter McKinley, growing out of the alleged destruction of their property by the Mormons, on Beaver Island.

E. PERRY, *Chairman.*

Report accepted.

Also the following:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to amend sections 5 and 6, of chapter 37, of the compiled laws, relative to township burying grounds;

A bill relative to the University Interest Fund;

A bill to amend act No. 21 of session laws, 1853, in relation to the Port Huron and Watrousville State road in the county of Sanilac;

A bill for the relief of fractional school district No. 9, in the township of Scio and Webster, in Washtenaw county;

A bill to amend chapter 46, of revised statutes of 1846, entitled of timber and lumber floating upon waters or carried upon adjoining lands;

A bill to authorize the townships of Marshall, Niles and Ypsilanti, to hold annual and special elections in the cities of their respective names;

A bill to change the name of the House of Correction;

A bill to change the name of the village of Hamilton, in the county of Ingham;

A bill to legalize the tax rolls of the township of Midland, in the county of Midland.

E. PERRY, *Chairman.*

Report accepted.

Also the following:

The committee on enrollment report as correctly enrolled, signed and presented to the Governor, the following:

A bill to incorporate the city of Niles;

A bill to amend an act entitled an act for incorporating the Borough of Michilimackinac, adopted April 6, 1817;

A bill to amend an act entitled an act to amend an act to incorporate the village of Kalamazoo and the acts amendatory thereto;

A bill appropriating certain highway taxes for the improvement of a road in the counties of Tuscola and Huron;

A bill to amend an act to incorporate the city of Ann Arbor, approved April 4, 1851, and the acts amendatory thereof;

A bill to provide for laying out a State road in Ionia, Kent and Barry counties;

A bill to organize the township of East China, in the county of St. Clair.

A bill to amend an act entitled an act appropriating certain highway taxes for the improvement of a State road in the counties of Montcalm, and Mecosta, No. 133 of the session laws of 1857, approved Feb. 16, 1857.

E. PERRY, *Chairman.*

Report accepted.

Also, the following:

The committee on enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

A bill to amend sec. 3, chap. 9, of an act entitled "an act to revise the charter of the city of Detroit," approved Feb. 5, 1857;

A bill to provide for the trial of offences upon information;

A bill to provide for the improvement of the Bridgeport and Forrestville State road;

A bill to authorize the Kalamazoo and Grand Rapids Plank Road Company, to vacate a portion of their road;

A bill to change the name of Charles Henry Thompson to Charles Henry Frunciman;

A bill for the relief of settlers on swamp lands and extend the time for making the first payment on Swamp land pre-emptions under section 14 of act 31, session laws of 1858;

A bill to change the name of Almira E. Thalimer;

A bill to change the name of Reuben Grant Cooper to Reuben Cooper Grant;

A bill to change the name of John D. Thum.

E. PERRY, *Chairman.*

Report accepted.

Mr. Robison moved that when the House adjourn it adjourn to meet on Monday morning at nine o'clock;

Which was adopted.

On motion of Mr. Campau,

The House adjourned.

Lansing, Monday, February 14, 1859.

House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. ———.

Roll called: quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee of ways and means, to whom was referred

A bill to prevent the adulteration of alcoholic liquors, and to punish all persons who shall sell or offer to sell adulterated liquors and other adulterated beverages,

Would respectfully report, that they have had the same under con-

sideration, and have instructed their chairman to report the same back to the House, and recommend that it do pass, and ask to be discharged from the further consideration thereof.

CHAS. DICKEY, *Ch'n.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By the committee on ways and means:

The committee on ways and means, to whom was referred Senate bill, entitled

A bill to establish a house of industry in the city of Detroit,

Report the same back, with the following amendments: Strike out lines 1, 2, 3 and 4, to the word "common," section 6, and insert "the;" insert after "council," line 5, "of the city of Detroit;" strike out the word "load," in line 10, and insert "loads;" and strike out all of said section 6 after "dollars," in line 13; strike out all after the word "Lansing," line 11, of section 10; strike out "State," line 3, section 13, and insert "county of Wayne;" strike out "State Auditors," line 4, section 13, and insert "supervisors;" and ask the concurrence of the House therein, recommend that the bill do pass, and ask to be discharged from the further consideration of the same.

CHAS. DICKEY, *Chairman.*

Report accepted and committee discharged.

The amendments were concurred in.

Mr. Campau moved to lay the bill on the table;

Which was adopted.

On motion of Mr. A. W. Buel,

Whereas, This House have passed, and the Senate concurred in three distinct amendments to the Constitution of this State, and the Constitution requires them to be entered at length upon the journals of this House; therefore,

Resolved, That the Clerk be and is hereby directed to cause the joint resolutions embodying such amendments to be entered at large upon the journals of this House.

The following are the joint resolutions:

Joint resolution to provide for an amendment of the constitution, concerning banking corporations:

Resolved by the Senate and House of Representatives of the State

of Michigan, That the following amendment be and the same is hereby proposed to the constitution of this State; that is to say:

The officers and stockholders of every corporation or association for banking purposes, issuing bank notes or paper credits, to circulate as money, shall be individually liable for all debts contracted during the term of their being officers or stockholders of such corporation or association, equally and ratably to the extent of their respective shares of stock in any such corporation or association.

The above amendment of the constitution shall be submitted to the people at the next biennial election, as proposed in section one, article twenty, of said instrument. And the Secretary of State is hereby required to give notice of the same to the Sheriffs of the several counties of the State in the same manner that he is now by law required to do in the case of an election of Governor and Lieutenant Governor, and the inspectors of election in the several towns and cities in this State shall prepare a suitable box for the reception of ballots cast for and against such amendment. Each person voting for said amendment shall have written or printed on his ballot the words, "Amendment as to banking corporations: Yes;" and each person voting against it, the words, "Amendment as to banking corporations: No." The ballots shall, in all respects, be canvassed as the votes for Governor and Lieutenant Governor are by law required to be canvassed.

Joint resolution proposing an amendment to section 2, article 18 of the constitution of this State, relative to the action of commissioners of highways:

Resolved by the Senate and House of Representatives of the State of Michigan, That an amendment to section 2, article 18, of the Constitution of this State be and is hereby submitted to the people at the next general biennial election, as provided in section 1, article 20, of said instrument, as follows: that there be added to said section 2, article 18, the following words, to wit:

Provided, The foregoing provision shall in no case be construed to apply to the action of commissioners of highways in the official discharge of their duty as highway commissioners. And the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State, in the same manner that he is now by law required to do, in the case of an election of Governor and Lieu-

tenant Governor, and the inspectors of election in the several towns in this State shall prepare a suitable box for the reception of ballots cast for and against such amendment. Each person voting for said amendment shall have, written or printed, on his ballot, the words, "Amendment to section 2, article 18;" and each person voting against it, the words, "No amendment to section 2, article 18." The ballots shall, in all respects, be canvassed as the votes for Governor and Lieutenant Governor are by law required to be canvassed.

Joint resolution to provide for an amendment to the constitution in respect to the sessions of the Legislature:

Resolved by the Senate and House of Representatives of the State of Michigan, That the following amendment to the constitution of this State be and the same is hereby proposed, that is to say:

The Legislature shall meet at the seat of government on the first Wednesday in January, in the year one thousand eight hundred and sixty-one, and on the first Wednesday of January in every second year thereafter, and at no other place or time, unless as provided in the constitution of the State, and shall adjourn without day at such time as the Legislature shall fix by concurrent resolution. No new bill shall be introduced into either house of the Legislature after the first fifty days of a session shall have expired. The compensation of the members of the Legislature shall be three dollars per day for actual attendance and when absent on account of sickness; but the Legislature may allow extra compensation to the members from the territory of the Upper Peninsula not exceeding two dollars per day during a session.

Said amendment shall be and is hereby submitted to the people at the next general biennial election, as provided in section 1, article 20, of the constitution; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State, in the same manner that he is now by law required to do in the case of an election of Governor and Lieutenant Governor; and the inspectors of election in the several towns and cities in this State shall prepare a suitable box for the reception of the ballots cast for and against such amendment. Each person voting for said amendment shall have written or printed on his ballot the words, "Amendment as to legislative sessions—Yes;" and each person voting against it, the words "Amendment as to legislative sessions—No." The ballots in all respects shall

be canvassed as the votes for Governor and Lieutenant Governor are by law required to be canvassed.

By unanimous consent, the committee on banks and incorporations presented the following report:

The committee on banks and incorporations, to whom was referred Senate bill No. 40, entitled

A bill to amend an act entitled an act to provide for the incorporation of railroad companies, approved Feb. 12, 1855, being section 1991 of compiled laws of 1857,

Respectfully report that they have had the same under consideration, and have amended it by striking out, in line 2, sec. 44, the words, "originally subscribed," and insert the word "stock;" also, strike out the word "ten," in 3d line, and insert "seven," and, as amended, recommend its passage, and ask to be discharged.

P. B. LOOMIS, *Chairman.*

Report accepted, committee discharged, and the bill laid on the table.

House bill No. 47, entitled

A bill to amend chapter 116 of the compiled laws, relative to probate courts,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dickey,	Mr. Newman,
Baldwin,	Driggs,	Newton,
Beebe,	Dunbar,	Perry,
Beeson,	Fallass,	Perkins,
Brooks,	Fowler,	Phelps,
G. W. Brown,	Gage,	Pratt,
Benj. Brown,	Gies,	Richardson,
S. F. Brown,	Gilluly,	Sharpe,
A. W. Buel,	Glessner,	Starkweather
H. S. Buel,	Goodwin,	E. H. Thomson,
Bush,	Green,	R. Thompson,
Bushnell,	Greenfield,	Wallace,
Carr,	Kelley,	Watkins,
Carpenter,	Loomis,	Wendell,
Childs,	McMahon,	Wilkerson,
Connor,	McDermott,	Woolnough,
Dalton,	Monroe,	Wixson,
Daniells,	Mulholland,	Speaker,
Davids,		55

NAYS 0

Title agreed to, and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the judiciary committee presented the following report:

The committee on the judiciary, to whom was referred

Joint resolution to authorize the Auditor General to discharge a certain judgment,

Have had that subject under consideration, and beg leave to report: About 10 years ago, as your committee are advised, George R. Cummins purchased of the State a small engine, which had been used in the geological survey by the State Geologist, for which Sherman Stevens and Joseph R. Rugg were sureties. Your committee are advised that Mr. Rugg is dead, Mr. Stevens in California, and that Mr. Cummins is in extremely embarrassed circumstances. He proposes, however, to turn out to the State a certain village lot in the city of Flint, in satisfaction of a judgment the State has obtained against him for said demand, and which he asks to have discharged. Your committee, in view of these facts, recommend the passage of the joint resolution, authorizing the Auditor General to discharge, at his discretion, and ask to be discharged.

DEXTER MUSSEY, *Chairman.*

Report accepted, committee discharged, and the joint resolution placed on the order for third reading.

Mr. Bushnell, as a minority of the committee on printing, submitted a report,

Which was laid on the table and ordered printed.

By unanimous consent, the Speaker announced the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bill:

A bill to amend an act entitled an act to revise the charter of the city of Detroit,

Which the Senate have amended, as herewith enclosed.

In the passage of which the Senate have concurred by a majority

vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators, and in which amendment the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The question being upon concurring in the amendments made by the Senate, the same were concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Driggs,	Mr. Pratt,
Baldwin,	Dunbar,	Reynolds,
Bancroft,	Enos,	Richards,
Beers,	Fallass,	Richardson,
Beeson,	Fowler,	Robison,
Brooks,	Frisbee,	Sessions,
G. W. Brown,	Gies,	Sharpe,
Benj. Brown,	Gleasner,	Smith,
S. F. Brown,	Greenfield,	Starkweather,
A. W. Buel,	Kelsey,	Thomas,
H. S. Buel,	Kore,	E. H. Thomson,
Bush,	McKinley,	R. Thompson,
Carpenter,	Monroe,	Warner,
Childs,	Mussey,	Watkins,
Clark,	Newton,	Wendell,
Campau,	Perry,	Wilkerson,
Dalton,	Perkins,	Woolnough,
Davids,	Phelps,	Speaker,
Dickey,		

55

NAYS. 0

The bill was then referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following House bill:

A bill to amend certain sections of the act entitled an act to provide for the incorporation of railroad companies,

Which the Senate have amended by inserting after the word "city," in line 9, section 1, the following proviso: "*Provided*, That such notice by the stockholders shall state the object of such meeting;"

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The amendment was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Newton,
Baldwin,	Gage,	Perkins,
Beers,	Gies,	Phelps
Brooks,	Gilluly,	Pratt,
G. W. Brown,	Glessner,	Raymond,
Benj. Brown,	Goodwin,	Reeves,
S. F. Brown,	Green,	Reynolds,
A. W. Buel,	Greenfield,	Sessions,
H. S. Buel,	Kelley,	Sharpe,
Bush,	Kelsey,	Smith,
Carpenter,	Kore,	E. H. Thomas,
Childs,	Lane,	R. Thompson,
Clark,	Loomis,	Warner,
Campau,	McMahon,	Watkins,
Connor,	McKinley,	Wilkerson,
Dalton,	Miles,	Woolnough,
Davids,	Monroe,	Wixson,
Dickey,	Mussey,	Speaker,
Dunbar,	Newman,	

NAYS.

The bill was then referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill supplementary to an act to provide for the drainage and reclamation of of the swamp lands by means of State roads and ditches,

With a substitute therefor, entitled

A bill to amend an act entitled an act to provide for the drainage and reclamation of the swamp lands by means of State roads and ditches,

In the passage of which substitute the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The substitute was read, and

On motion of Mr. Baldwin,

The House concurred in the action of the Senate, and adopted the substitute, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Perry,
Baldwin,	Frisbee,	Perkins,
Beers,	Gage,	Phelps,
Beeson,	Gies,	Pratt,
Brooks,	Gilluly,	Raymond,
G. W. Brown,	Grace,	Richardson,
Benj. Brown,	Greenfield,	Sessions,
S. F. Brown,	Kelley,	Smith,
Connor,	Kelsey,	R. Thompson,
Dalton,	Kore,	Wallace,
Daniells,	Loomis,	Warner,
Davids,	McKinley,	Watkins,
Dickey,	Mitchell,	Wendell,
Driggs,	Monroe,	Wixson,
Enos,	Mulholland,	Speaker,
Fallass,		46

NAYS.

Mr. Beebe,	Mr. Green,	Mr. Richards,
Brewster,	Lane,	Robison,
Childs,	McMahon,	Sharpe,
Clark,	Newton,	Wilkerson,
Fowler,	Reeves,	Woolnough,
Goodwin,	Reynolds,	17

Also the following:

SENATE CHAMBER,
Lansing, February 11, 1859.

To the Speaker of the House of Representatives:

Sir:—I am instructed by the Senate to transmit to the House of Representatives the following bills:

A bill to amend an act entitled an act to organize the county of Iosco approved Feb. 16, 1857;

A bill to authorize certain townships in the county of Manistee to raise money for the improvement of the harbor at the mouth of the Manise river, in said county;

Which have passed the Senate by a majority vote of all the Senators elect. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The first named bill was read twice and referred to the committee on towns and counties.

The second named bill was read twice and referred to the committee on State affairs.

By unanimous consent, the committee on towns and counties made the following report:

The committee on towns and counties, to whom was referred

A bill to amend an act entitled an act to organize the county of Iosco, approved Feb. 16, 1857,

Beg leave to make one more report: The committee have had the above named bill under consideration, and report the same back to the House without amendment, and recommend that the same do pass, and ask to be discharged.

J. C. KORE, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By unanimous consent, the Speaker announced the following

MESSAGE FROM THE SENATE:

SENATE CHAMBER,
Lansing, February 12, 1857.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

A bill to provide for the admission of clergymen to visit persons confined in any jail or prison in the State;

Which the Senate has amended by adding the following:

"And whenever any inmate of any prison, jail, almshouse, workhouse, house of correction, poorhouse or hospital, is dangerously sick, the clergyman of his choice shall be admitted and permitted to minister to such inmate the rites of his church;"

In the passage of which the Senate have concurred by a majority of

all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The amendment to the bill was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perry,
Brewster,	Ferris,	Perkins,
Brooks,	Fowler,	Phelps,
G. W. Brown,	Frisbee,	Pratt,
Benj. Brown,	Gage,	Raymond,
S. F. Brown,	Gilluly,	Reeves,
H. S. Buel,	Grace,	Reynolds,
Bush,	Green,	Richards,
Bushnell,	Greenfield,	Richardson,
Childs,	Kelley,	Robison,
Clark,	Kore,	Sessions,
Connor,	McDermott,	Sharpe,
Dalton,	McKinley,	E. H. Thomson,
Daniells,	Miles,	R. Thompson,
Davids,	Mitchell,	Wendell,
Dickey,	Monroe,	Wilkerson,
Driggs,	Mulholland,	Wixson,
Dunbar,	Newman,	Speaker, 54

NAYS.

Mr. Beebe,	Mr. Starkweather,	Mr. Woolnough,
Massey,		4

The bill was then referred to the committee on engrossment and enrollment.

By unanimous consent, the committee on State affairs made the following report:

The committee on State affairs, to whom was referred Senate bill, entitled

A bill to authorize certain townships in the county of Manistee to raise money for the improvement of the harbor at the mouth of the Manistee river in said county,

Respectfully report the same back to the House, without amendment, and recommend that it do pass.

JAMES McMAHON, *Chairman.*

Report accepted, committee discharged, and the bill placed on the order for third reading.

By unanimous consent, the Speaker announced the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following House bill:

A bill to authorize the formation of companies for the detection and apprehension of horse-thieves and other felons, and defining their powers,

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives the following:

A bill to make an appropriation for building one hundred and sixty cells in the east wing of the State Prison, and for other purposes, as recommended by the Board of Inspectors in their last annual report,

And to inform the House that the Senate has receded from its amendment to strike out section two, in which the House refused to concur.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

On motion of Mr. Goodwin,

The Senate amendment to section 1 was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Davids,	Mr. Mussey,
Bancroft,	Dickey,	Mulholland,

Beebe,	Enos,	Newman,
Beers,	Fallass,	Perry,
Brewster,	Ferris,	Phelps,
Brooks,	Fowler,	Pratt,
G. W. Brown,	Frisbee,	Reynolds,
Benj. Brown,	Gies,	Richards,
S. F. Brown,	Goodwin,	Robison,
A. W. Buel,	Grace,	Sessions,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Carpenter,	Kelsey,	R. Thompson,
Childs,	Kore,	Warner,
Clark,	Lane,	Wendell,
Campau,	Loomis,	Wilkerson,
Connor,	Mitchell,	Woolnough,
Dalton,	Monroe,	Speaker,
Daniells,		55

NAYS.

Mr. Bushnell, Mr. Wixson, 2

Mr. Ferris offered the following:

Resolved, That House bill No. 86, to authorize supervisors and highway commissioners to purchase Nathaniel Potter's machine for improving roads, be taken from the general order and placed on the third reading.

Which was adopted.

Mr. Gies offered the following:

Resolved, That two thousands copies each of all joint resolutions submittitting constitutional amendments to the electors of this State at the next general election, be printed in German language for the use of the two Houses, and the Secretary of State be requested to transmit of the same pro rata to the members of the two Houses of this Legislature.

Which was not adopted.

Mr. Pratt offered the following:

Resolved, That the Clerk be authorized and requested to forward by mail to each member and officer, ten copies of the journal not already delivered, and all the House documents to which each member may be entitled.

Which was adopted.

THIRD READING OF BILLS.

Senate bill No. 134, entitled

A bill to authorize certain townships in the county of Manistee to

raise money for the improvement of the harbor at the mouth of the Manistee river, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Newman,
	Baldwin,		Friabee,		Newton,
	Beebe,		Gage,		Perry,
	Beers,		Gies,		Phelps,
	Brooks,		Gilluly,		Pratt,
	G. W. Brown,		Gleasner,		Raymond,
	Benj. Brown,		Goodwin,		Reeves,
	S. F. Brown,		Greenfield,		Richards,
	Carr,		Kelley,		Richardson,
	Carpenter,		Kelsey,		Robison,
	Childs,		Kore,		Sessions,
	Clark,		Loomis,		Starkweather,
	Campau,		McMahon,		R. Thompson,
	Davids,		McKinley,		Warner,
	Dickey,		Mitchell,		Wendell,
	Driggs,		Monroe,		Wilkerson,
	Dunbar,		Mussey,		Wixson,
	Fallass,		Mulholland,		Speaker,
	Ferris,				

NAYS.

Title agreed to.

Senate bill, entitled

A bill to amend an act to organize the county of Iosco, approved Feb. 16, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Perkins,
	Baldwin,		Ferris,		Phelps,
	Bancroft,		Gage,		Pratt,
	Beeson,		Geis,		Reynolds,
	Brooks,		Gilluly,		Richards,
	G. W. Brown,		Gleasner,		Robison,
	Benj. Brown,		Grace,		Sharpe,
	S. F. Brown,		Green,		Smith,
	Carr,		Kelley,		Starkweather,
	Carpenter,		Kelsey,		R. Thompson,
	Childs,		Kore,		Warner,
	Clark,		McKinley,		Watkins,
	Connor,		Monroe,		Wendell,

Davids,	Newman,	Wilkerson,	
Dickey,	Newton,	Woolnough,	
Driggs,	Perry,	Wixson,	48
	NAYS.		0

Title agreed to.

Joint resolution to authorize the Auditor General to discharge a judgment,

Was read a third time, and a majority of all the members elect voting for the same, it was passed, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Dunbar,	Mr.	Phelps,
	Baldwin,		Ferris,		Pratt,
	Beebe,		Fowler,		Raymond,
	Brooks,		Gage,		Richards,
	G. W. Brown,		Gilluly,		Richardson,
	S. F. Brown,		Glesener,		Robison,
	Bushnell,		Kelley,		Sharpe,
	Carr,		McKinley,		E. H. Thomson,
	Carpenter,		Mitchell,		R. Thompson,
	Childs,		Monroe,		Wallace,
	Clark,		Mussey,		Warner,
	Connor,		Mulholland,		Watkins,
	Dickey,		Newman,		Wendell,
	Driggs,		Perry,		Speaker, 42

NAYS

Mr.	Loomis,	1

Title agreed to.

Senate bill, entitled

A bill to provide for the establishment of school district libraries,

Was read a third time, and a majority of all the members elect voting therefor, it was passed by yeas and nays, as follows:

YEAS.

Mr.	Beebe,	Mr.	Fowler,	Mr.	Phelps,
	Brewster,		Gage,		Pratt,
	Brooks,		Gies,		Raymond,
	Benj. Brown,		Gullily,		Reynolds,
	S. F. Brown,		Greenfield,		Richards,
	Bush,		Kelley,		Robison,
	Bushnell,		McMahon,		Sessions,
	Carr,		McKinley,		Sharpe,
	Carpenter,		Mitchell,		E. H. Thomson,
	Childs,		Mussey,		Warner,
	Campau,		Mulholland,		Watkins,
	Davids,		Newman,		Wendell.
	Dickey,		Newton,		Wixson,
	Ferris,		Perkins,		Speaker, 42

NAYS.

Mr. Allen,	Mr. Gleasner,	Mr. Smith,
Bancroft,	Goodwin,	R. Thompson,
Beeson,	Grace,	Wallace,
Clark,	Kelsey,	Wilkerson,
Dalton,	Monroe,	Woolnough,
Fallass,		16

Title agreed to.

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Senate bill No 84, entitled

A bill to amend section 15, chapter 75 of the compiled laws, relative to the annual reports of regents of the University of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Raymond,
Baldwin,	Ferris,	Reynolds,
Beebe,	Fowler,	Richards,
Beers,	Gage,	Robison,
Beeson,	Gies,	Sessions,
Brewster,	Grace,	Sharpe,
Brooks,	Greenfield,	Smith,
G. W. Brown,	Kelley,	Starkweather,
Benj. Brown,	Kelsey	Thomas,
S. F. Brown,	Loomis,	R. Thompson,
A. W. Buel,	Monroe,	Wallace,
Bush,	Mussey,	Warner,
Bushnell,	Mulholland,	Watkins,
Childs,	Newman,	Wendell,
Clark,	Newton,	Wilkerson,
Campau,	Perkins,	Woolnough,
Connor,	Phelps,	Wixson,
Dickey,	Pratt,	Speaker,
Driggs,		55

NAYS. 0

Title agreed to,

And the bill ordered to take immediate effect by a vote of two-thirds of all of the members elect.

Senate bill, entitled

A bill to determine the minority of Charlotte E. Quigley,

Was read a third time, and

On motion of Mr. McMahon,

The bill was indefinitely postponed.

A bill to change the name of the First Congregational Society of New Canandaigua, to the First Congregational Society of Orion,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Dickey,	Mr.	Perry,
	Bancroft,		Driggs,		Perkins,
	Beebe,		Dunbar,		Pratt,
	Beers,		Enos,		Raymond,
	Beeson,		Fallass,		Richards,
	Brewster,		Frisbee,		Richardson,
	Brooks,		Gage,		Robison,
	G. W. Brown,		Gilluly,		Sessions,
	Benj. Brown,		Glessner,		Sharpe,
	S. F. Brown,		Goodwin,		Smith,
	A. W. Buel,		Green,		Starkweather,
	H. S. Buel,		Greenfield,		E. H. Thomson,
	Bush,		Kelley,		R. Thompson,
	Bushnell,		Kelsey,		Wallace,
	Carr,		Lane,		Warner,
	Carpenter,		McDermott,		Watkins,
	Childs,		McKinley,		Wendell,
	Clark,		Monroe,		Wilkerson,
	Connor,		Mussey,		Woolnough,
	Dalton,		Mulholland,		Wixson,
	Daniells,		Newman,		Speaker,
	Davids,		Newton,		65

NAYS. 0

Title agreed to.

Senate bill, entitled

A bill to prevent the adulteration of alcoholic liquors, and to punish all persons who shall sell or offer to sell adulterated liquors and other adulterated beverages;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Bancroft,	Mr.	Daniells,	Mr.	Mussey,
	Beebe,		Dickey,		Mulholland,
	Beeson,		Driggs,		Perry,
	Brewster,		Ferris,		Perkins,
	Brooks,		Fowler,		Phelps,
	G. W. Brown,		Gage,		Raymond,
	Benj. Brown,		Gies,		Reynolds,
	S. F. Brown,		Gilluly,		Robison,
	Bushnell,		Glessner,		Sharpe,

Carr,	Kelley,	R. Thompson,	
Childs,	Kelsey,	Wallace,	
Clark,	Kore,	Wilkerson,	
Campau,	Mitchell,	Wixson,	
Connor,	Monroe,	Speaker,	41

NAYS.

Mr.	Allen,	Mr.	Fallass,	Mr.	Pratt,
	Bush,		Loomis,		Sessions,
	Carpenter,		McKinley,		Smith,
	Dalton,		Newman,		Wendell,
	Dunbar,				13

Senate bill, entitled

A bill to authorise the board of health of the town of Spring Lake, Ottawa county, to disinter and remove the remains therein from an old cemetery to a new one,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr.	Allen,	Mr.	Fowler,	Mr.	Perry,
	Beebe,		Frisbee,		Phelps,
	Brooks,		Gage,		Raymond,
	G. W. Brown,		Giessner,		Reynolds,
	Benj. Brown,		Goodwin,		Richards,
	S. F. Brown,		Grace,		Robison,
	Bush,		Green,		Sessions,
	Bushnell,		Greenfield,		Sharpe,
	Carr,		Kelley,		Smith,
	Carpenter,		Kelsey,		Starkweather,
	Childs,		Loomis,		R. Thompson,
	Campau,		McKinley,		Wallace,
	Dalton,		Monroe,		Warner,
	Davids,		Mussey,		Wilkerson,
	Dickey,		Mulholland,		Woolnough,
	Driggs,		Newman,		Wixson,
	Dunbar,		Newton,		Speaker, 61

NAYS.

Mr. Mitchell, 1

Title agreed to.

Senate bill No. 121, being

A bill to authorise the Tecumseh and Dundee Plank Road Company to discontinue portions of their road,

Being under consideration,

Mr. Wilkerson moved to lay the bill on the table;

Which was adopted.

Senate bill No. 107, entitled,

A bill to provide for the establishment of a house of industry in the city of Detroit,

Being under consideration,

Mr. Woolnough moved to lay the bill on the table;

Which was adopted.

Senate bill, entitled

A bill to authorize school district No. 1, of the city and township of Niles to raise moneys for school purposes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Dunbar,	Mr. Mulholland,	
Baldwin,	Enos,	Newman,	
Beebe,	Fallass,	Newton,	
Beers,	Fowler,	Perry,	
Beeson,	Gage,	Perkins,	
Brooks,	Gies,	Pratt,	
G. W. Brown,	Gilluly,	Raymond,	
Benj. Brown,	Glessner,	Richardson,	
S. F. Brown,	Goodwin,	Robison,	
Bush,	Grace,	Sessions,	
Bushnell,	Green,	Smith,	
Carr,	Kelley,	Thomas,	
Childs,	Kelsey,	Warner,	
Connor,	Kore,	Watkins,	
Dalton,	McDermott,	Wendell,	
Daniells,	McKinley,	Wilkerson,	
Davids,	Mitchell,	Woolnough,	
Dickey	Monroe,	Wixson,	
Driggs,	Mussey,	Speaker,	57

NAYS. 0

Title agreed to; and,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the Speaker announced the following

MESSAGE FROM THE SENATE:

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A bill to accept certain grants of land from the United States to this State, for the benefit of agriculture and the mechanic arts;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was read twice, and the rules being suspended, it was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perry,
Baldwin,	Ferris,	Perkins,
Bancroft,	Fowler,	Phelps,
Beebe,	Gage,	Pratt,
Beers,	Gies,	Raymond,
Beeson,	Gilluly,	Reynolds,
Brewster,	Glessner,	Richards,
Brooks,	Goodwin,	Richardson,
G. W. Brown,	Grace,	Robison,
Benj. Brown,	Green,	Sessions,
S. F. Brown,	Greenfield,	Sharpe,
H. S. Buel,	Kelley,	Smith,
Bushnell,	Kelsey,	Starkweather,
Carr,	Kore,	Thomas,
Carpenter,	Loomis,	E. H. Thomson,
Connor,	McKinley,	R. Thompson,
Dalton,	Mitchell,	Wallace,
Daniells,	Monroe,	Wendell,
Dickey,	Mussey,	Wilkerson,
Drigga,	Mulholland,	Wixson,
Dunbar,	Newman,	Speaker,
Enos,	Newton,	65

NAYS. 0

Title agreed to; and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the committee on banks and incorporations made the following report:

Your committee, to whom was referred

A bill to fix the boundaries of union school district No. 1, of the

city of Jackson, and to authorize said district to raise money by taxation,

Respectfully report the same back, with the following amendments: Amend by adding at the end of section 1, the words, "*Provided*, That nothing herein contained shall be construed in any way to affect the existing rights or claims of any other district to any portion of territory included within the above described boundaries;" also add at the end of section 2, the following words: "and the provisions of this section are hereby extended and made applicable to school district No 17, of said city;" and as amended, recommend its passage, and asked to be discharged.

P. B. LOOMIS, *Chairman.*

Report accepted and committee discharged.

The amendments were concurred in, and the bill ordered engrossed for a third reading.

House bill, entitled

A bill to amend an act entitled "an act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved Feb. 14, 1853, and an act amendatory thereto approved February 12, 1855, and an act amendatory thereto, approved February 4, 1858;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Phelps,
Beers,	Fowler,	Pratt,
Beeson,	Gilluly,	Raymond,
Brooks,	Goodwin,	Richards,
G. W. Brown	Greenfield,	Richardson,
Benj. Brown,	Kelley,	Robison,
S. F. Brown,	Kelsey,	Sessions,
Carr,	Kore,	Sharpe,
Carpenter,	Loomis,	Smith,
Clark,	McMahon,	R. Thompson,
Campau,	McKinley,	Wallace,
Connor,	Mitchell,	Wendell,
Daniells,	Monroe,	Wilkerson,
Dickey,	Mussey,	Wixson,
Driggs,	Perry,	Speaker,
Dunbar,	Perkins,	47

NAYS. 0

Title agreed to.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 103, entitled

A bill to provide for laying out, establishing and improving a road in the counties of Tuscola and Lapeer;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Perry,
Baldwin,	Gage,	Perkins,
Bancroft,	Geis,	Phelps,
Beebe,	Gilluly,	Pratt,
Beers,	Glessner	Raymond,
Brooks,	Goodwin,	Reeves,
G. W. Brown,	Greenfield,	Reynolds,
S. F. Brown,	Kelley,	Richardson,
Bush,	Kore,	Sessions,
Bushnell,	McMahon,	Sharpe,
Carpenter,	McDermott,	Smith,
Clark,	McKinley,	E. H. Thomson,
Campau,	Mitchell,	Wallace,
Connor,	Monroe,	Wendell,
Daniells,	Mussey,	Wilkerson,
Dickey,	Mulholland,	Woolnough,
Dunbar,	Newman,	Wixson,
Enos,	Newton,	Speaker, 54

NAYS. 0

Title agreed to; and

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill, entitled

A bill to fix the boundaries of Union School District No. 1, of the city of Jackson, and to authorize said district to raise money by taxation,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Newton,
Baldwin,	Fowler,	Perry,
Beebe,	Frisbee,	Perkins,
Brewster,	Gies,	Richards,
Brooks,	Gilluly,	Richardson,
G. W. Brown,	Glessner,	Robison,

S. F. Brown,	Goodwin,	Sessions,
H. S. Buel,	Grace,	Sharpe,
Bush,	Greenfield,	Smith,
Bushnell,	Kelley,	Starkweather,
Carr,	Kelsey,	Thomas,
Childs,	Kore,	E. H. Thomson,
Clark,	Lane,	R. Thompson,
Connor,	Loomis,	Wallace,
Dalton,	McMahon,	Wendell,
Daniells,	Mitchell,	Wilkerson,
Davids,	Mussey,	Woolnough,
Dickey,	Mulholland,	Wixson,
Driggs,	Mr. Newman,	Speaker,
Dunbar,		58

NAYS. 0

Title agreed to.

Mr. Pratt, by unanimous consent, moved to take from the table Senate bill No. 18, being

A bill to provide for an additional circuit court commissioner in certain counties.

Mr. G. W. Brown moved to lay the motion on the table;

Which was adopted.

House bill No. 113, entitled

A bill to amend an act entitled an act to confer certain powers upon mining corporations,

Was read a third time and passed, a majority of all the members elect voting for the same, by yeas and nays, as follows:

YEAS.

Mr. Baldwin,	Mr. Dunbar,	Mr. Newman,
Bancroft,	Ferris,	Perry,
Beers,	Frisbee	Perkins,
Beeson,	Gies,	Pratt,
Brewster,	Gilluly,	Reeves,
Benj. Brown,	Grace,	Richards
A. W. Buel,	Green,	Robison,
H. S. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Bushnell,	Lane,	Starkweather,
Childs,	McMahon,	E. H. Thomson,
Campau,	McDermott,	Warner,
Dalton,	McKinley,	Watkins,
Davids,	Mitchell,	Wendell,
Dickey,	Monroe,	Wixson,
Driggs,	Mussey,	Speaker, 46

NAYS.

Mr. Beebe,	Mr. Daniells,	Mr. Mulholland,	
Brooks,	Enos,	Newton,	
G. W. Brown,	Fallass,	Phelps,	
S. F. Brown,	Fowler,	Sessions,	
Carr,	Gage,	R. Thompson,	
Carpenter,	Glessner,	Wilkerson,	
Clark,	Loomis,	Woolnough,	
Connor,	Miles,		23

Title agreed to.

Mr. Childs, by unanimous consent, moved to take from the table

A bill to permit the Agricultural Societies of the counties of Wayne and Washtenaw to unite and form one society,

And that the said bill be placed upon the order of third reading;

Which was not adopted.

By unanimous consent, the President announced the following

MESSAGE FROM THE SENATE:

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to regulate fisheries in the waters of the State of Michigan;

And to inform the House that the Senate has refused to concur in the amendment made by the House; also, the Senate have appointed Senators Barns, Brodhead and Welch, a committee to confer with a like committee on the part of the House on the matter of difference between the two Houses; and the appointment of a like committee on the part of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The Speaker appointed Messrs. E. H. Thomson, Dickey and Mulholland, a committee of conference on the part of the House.

Mr. Bancroft moved to take from the table Senate bill No. 56, being

A bill to amend title 3, chapter 6 of the compiled laws of 1857, in relation to special elections,

And put the same upon its final passage.

Mr. Mussey moved to lay the motion on the table.

Which was adopted.

By unanimous consent, the Speaker announced the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House of Representatives, the following:

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize the salary of judges of probate,

Which the Senate have amended, as attached thereto;

A bill to abolish fees of clerks in the supreme court;

A bill to authorize the supervisors and highway commissioners to purchase Nathaniel Potter's machine for improving roads;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the last to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,
Secretary of the Senate.

The amendments to the first named bill were concurred in, by yeas and nays as follows:

YEAS.

Mr. Allen,	Mr. Ferris,	Mr. Reeves,
Baldwin,	Fowler,	Reynolds,
Brewster,	Gage,	Richards,
G. W. Brown,	Gies,	Richardson,
Benj. Brown,	Gilluly,	Robison,
S. F. Brown,	Goodwin,	Sessions,
A. W. Buel,	Grace,	Sharpe,
H. S. Buel,	Kelley,	Smith,
Carpenter,	Lane,	Starkweather,
Childs,	Mitchell,	E. H. Thomson,
Connor,	Monroe,	R. Thompson,
Daniells,	Mussey,	Wallace,
Davids,	Mulholland,	Warner,
Dickey,	Newman,	Wendell,
Driggs,	Newton,	Wilkerson,
Enos,	Perkins,	Woolnough,
Fallass,	Pratt,	Speaker, 51

NAYS.

Mr. Bancroft,	Mr. Dunbar,	Mr. Raymond,
Bushnell	Gleesner,	Thomas,
Dalton,	Phelps,	Wixson, 9

Also, the following:

SENATE CHAMBER,
Lansing, February 12, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to provide for the laying out and establishing a State road in the counties of Tuscola and Lapeer,

In the passage of which the Senate have concurred, by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also, the following:

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to diminish expenses in circuit and other courts;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect.

Very respectfully,
A. B. TURNER,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend chapter 116 of the compiled laws, relative to probate courts;

In the passage of which the Senate have concurred by a majority vote of all the Senators elect, and have ordered the same to take immediate effect by a vote of two-thirds of all said Senators.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The bill was then referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

A joint resolution relative to the act entitled "an act to provide for the drainage and reclamation of swamp lands by means of State roads and ditches."

Resolved by the Senate and House of Representatives of the State of Michigan, That the act under the title above mentioned is hereby ordered to take effect and be in force immediately from and after its passage.

Which has passed the Senate by a two-thirds vote of all the Senators elect, and ordered to take immediate effect, by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The House concurred in ordering the bill to take immediate effect, by yeas and nays, as follows:

YEAS

Mr. Allen,	Mr. Enos,	Mr. Perkins,
Baldwin,	Fallass,	Phelps,
Bancroft,	Ferris,	Raymond,
Beers,	Gage,	Reynolds,
Beeson,	Gilluly,	Richards,
Brewster,	Gleesner,	Richardson,

Brooks,	Goodwin,	Robison,
G. W. Brown,	Grace,	Sessions,
A. W. Buel,	Greenfield,	Sharpe,
Bush,	Kelley,	Smith,
Bushnell,	Kelsey,	Starkweather,
Carr,	Kore,	E. H. Thomson,
Carpenter,	Lane,	Wallace,
Childs,	Loomis,	Watkins,
Campau,	McMahon,	Wendell,
Daniells,	Mitchell,	Woolnough,
Dickey,	Mussey,	Wixson,
Driggs,	Perry,	Speaker,
Dunbar,		55

NAYS.

Mr. Benj. Brown.	Mr. Frisbee,	Mr. Newman,
S. F. Brown,	Gies,	Newton,
H. S. Buel,	Green,	Pratt,
Clark,	McDermott,	Reeves,
Connor,	McKinley,	Thomas,
Dalton,	Miles,	R. Thompson,
Davids,	Monroe,	Warner,
Fowler,	Mulholland,	Wilkerson, 24

A joint resolution proposing an amendment to the constitution concerning the elective franchise,

Being under consideration,

Mr. A. W. Buel moved that the joint resolution be indefinitely postponed;

Which was withdrawn.

Mr. Dickey renewed the motion;

Which was not adopted.

Mr. Bancroft moved to recommit the bill to the committee on State affairs, with instructions to amend so as to confer the right of suffrage upon all aliens possessed of a freehold to the value of $250,

Mr. Bancroft called for the yeas and nays.

The call was seconded.

Mr. G. W. Brown demanded the previous question,

Which was ordered.

And the motion to recommit was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Campau,	Mr. Monroe,
Beers,	Connor,	Pratt,
Beeson,	Dalton,	Reeves,
A. W. Buel,	Davids,	Richardson,

H. S. Buel,
Bush,
Bushnell,
Carr,
Carpenter,
Frisbee,
Gies,
Grace,
Greenfield,
McKinley,
Smith,
E. H. Thomson,
Warner,
Wendell,
26.

NAYS.

Mr. Allen,
Baldwin,
Beebe,
Brewster,
Brooks,
G. W. Brown,
Benj. Brown,
S. F. Brown,
Childs,
Daniells,
Dickey,
Driggs,
Enos,
Fallass,
Ferris,
Fowler,
Mr. Gage,
Gilluly,
Glessner,
Goodwin,
Kelley,
Kore,
Lane,
Loomis,
McMahon,
Miles,
Mitchell,
Mussey,
Mulholland,
Newton,
Perry,
Perkins,
Mr. Phelps,
Raymond,
Reynolds,
Richards,
Robison,
Sessions,
Sharpe,
Starkweather,
Thomas,
R. Thompson,
Wallace,
Watkins,
Wilkerson,
Woolnough,
Wixson,
Speaker,
48.

The question recurring upon the passage of the joint resolution, two-thirds of all the members elect not voting for the same, it was not passed, by yeas and nays, as follows:

YEAS.

Mr. Allen,
Baldwin,
Brewster,
Brooks,
G. W. Brown,
Benj. Brown,
S. F. Brown,
Childs,
Daniells,
Driggs,
Enos,
Fallass,
Ferris,
Fowler,
Mr. Gilluly,
Glessner,
Goodwin,
Kelley,
Kelsey,
Kore,
Lane,
Loomis,
McMahon,
Miles,
Mitchell,
Newton,
Perry,
Mr. Phelps,
Reynolds,
Richards,
Robison,
Sessions,
Sharpe,
Starkweather,
R. Thompson,
Wallace,
Watkins,
Woolnough,
Wixson,
Speaker,
40.

NAYS.

Mr. Bancroft,
Beebe,
Beers,
Beeson,
A. W. Buel,
H. S. Buel,
Mr. Dalton,
Davids,
Dickey,
Dunbar,
Frisbee,
Gage,
Mr. Mussey,
Mulholland,
Newman,
Pratt,
Raymond,
Reeves,

Bush,	Gies,	Richardson,
Bushnell,	Grace,	Smith,
Carr,	Greenfield,	E. H. Thomson,
Carpenter,	McDermott,	Warner,
Clark,	McKinley,	Wendell,
Campau,	Monroe,	Wilkerson,
Connor,		37

Mr. A. W. Buel offered the following:

Resolved, That the thanks of this House are due, and the same are hereby tendered to the Hon. Henry A. Shaw, Speaker, for the able and impartial manner in which he has discharged his duties, and the uniform kindness and courtesy with which he has treated the members of this body.

The resolution was adopted.

Mr. H. S. Buel offered the following:

Resolved, That the thanks of this House are due and hereby tendered to Charles V. DeLand, Clerk, and Edward W. Barber, Assistant, to Wm. A. Hall, Engrossing and Enrolling Clerk, and R. K. Divine, his assistant, and to all the officers connected therewith, for their uniform courtesy and kindness extended to the members during this session;

Which was adopted.

On motion of Mr. E. H. Thomson,

Resolved, That Charles V. DeLand, Clerk of this House, be and he is hereby authorized and requested, (as soon as may be practicable,) to compile and prepare for publication, make indexes and superintend the publication of the House journals and documents of the present session of this Legislature, and when correctly done, as may be certified by the Secretary of State, the said Charles V. DeLand shall be entitled to receive for said services the sum of $200.

Mr. A. W. Buel gave notice that at some future day he would ask leave to introduce a bill.

By unanimous consent, the committee on conference made the following report:

The committee on conference, appointed by the House on Senate bill No. 16, being

A bill to regulate fisheries in the waters of the State of Michigan,

Report that the House committee met with the Senate committee,

and a majority of said committees have instructed the following to be adopted after the enacting clause of the original bill.

T. F. BRODHEAD,
H. BARNS,
On the part of the Senate.
E. H. THOMSON,
CHAS. DICKEY,
On the part of the House.

The question being upon concurring in the action of the committee, a majority of all the members elect not voting therefor, the same was not concurred in, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Ferris,	Mr. Monroe,
Brooks,	Gies,	Mussey,
A. W. Buel,	Grace,	Phelps,
Bush,	Greenfield,	Smith,
Bushnell,	Kelley,	E. H. Thomson,
Carpenter,	Kelsey,	R. Thompson,
Connor,	Kere,	Wallace,
Daniells,	Loomis,	Wixson,
Dickey,	Mitchell,	Speaker, 27

NAYS.

Mr. Allen,	Mr. Fowler,	Mr. Reynolds,
Baldwin,	Frisbee,	Richards,
Beers,	Gilluly,	Robison,
G. W. Brown,	Gleasner,	Sessions,
Benj. Brown,	Green,	Sharpe,
S. F. Brown,	Lane,	Thomas,
Childs,	Mulholland,	Warner,
Clark,	Newman,	Watkins,
Campau,	Newton,	Wendell,
Dunbar,	Perry,	Wilkerson,
Enos,	Perkins,	Woolnough,
Fallass,	Pratt,	35

The Speaker, by unanimous consent, announced the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to return to the House of Representatives the following:

A bill to amend certain sections of the primary school law,

Which the Senate has amended by striking out section 170 and inserting a substitute therefor, attached in manuscript.

In the passage of which as amended the Senate have concurred by a vote of all the Senators elect, and in which amendment the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The question being upon concurring in the amendments made by the Senate, the same was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Fallass,	Mr. Raymond,
Baldwin,	Ferris,	Reeves,
Beebe,	Fowler,	Reynolds,
Beers,	Gage,	Richards,
Brewster,	Gilluly,	Robison,
Brooks,	Greenfield,	Sessions,
G. W. Brown,	Kelley,	Sharpe,
Benj. Brown,	Kore,	Smith,
S. F. Brown,	Lane,	Starkweather,
Carr,	McMahon,	R. Thompson,
Carpenter,	Mitchell,	Wallace,
Childs,	Mussey,	Warner,
Daniells,	Mulholland,	Watkins,
Davids,	Newton,	Wilkerson,
Dick y,	Perry,	Woolnough,
Driggs,	Phelps,	Wixson,
Enos,	Pratt,	Speaker, 51

NAYS.

Mr. Bancroft,	Mr. Dalton,	Mr. McKinley,
Beeson,	Dunbar,	Miles,
A. W. Buel.	Frisbee,	Monroe,
H. S. Buel,	Gies,	Perkins,
Bush,	Gleasner,	Richardson,
Clark,	Goodwin,	E. H. Thomson,
Campau,	Loomis,	Wendell,
Connor,	McDermott,	23

And the bill was referred to the committee on engrossment and enrollment.

Also the following:

SENATE CHAMBER,
Lansing, February 14, 1859.

To the Speaker of the House of Representatives:

SIR:—I am instructed by the Senate to transmit to the House of Representatives the following:

Resolved, (the House concurring,) That the Halls of the Senate and House of Representatives shall be open for the use of the various religious societies of the city of Lansing, during the day-time of the Sabbath, for the years 1859 and '60, under the direction of the Board of State officers, to whom the care of the Halls are intrusted;

Which has passed the Senate by a majority vote of all the Senators elect, and ordered to take immediate effect by a vote of two-thirds of all said Senators. In which the concurrence of the House is respectfully asked.

Very respectfully,

A. B. TURNER,

Secretary of the Senate.

The House concurred in the adoption of the resolution.

On motion of Mr. Monroe, it was

Resolved, That the report of the railroad investigating committee be published in the joint documents of this House together with the testimony.

On motion of Mr. Loomis, it was

Resolved, That five hundred extra copies be printed of the report and testimony taken before and by the special investigating committee appointed by resolution of Feb. 3d, inst.

Mr. Allen offered the following:

Resolved, That the commissioners appointed by an act entitled "an act for the improvement of navigation over the Sand Flats of Muskegon river," approved Feb. 16, 1857, be and they are hereby requested to make a full report of all their acts and doings in relation to said improvements, and transmit the same, or a copy thereof, to the State printer in time for publication with the documents of this House for the year A. D. 1859.

Which was adopted.

On motion of Mr. Warner,

Resolved, That the Clerk of the House be instructed to procure printed and distributed among the members of this House five hundred copies of an act to provide for the drainage and reclamation of swamp lands by means of State roads and ditches, as soon as possible.

Mr. Gies presented the following protest:

HOUSE OF REPRESENTATIVES,
Lansing, Feb. 13, 1859.

The undersigned, a member of the House of Representatives from the county of Wayne, availing himself of his constitutional right, dissents and protests against the proceedings of the republican members of the House, in laying on the table and refusing to print his minority report on agriculture and manufactures.

PAUL GIES.

Mr. G. W. Brown offered the following:

Resolved, That the Clerk of this House be instructed to procure printed, and to distribute a sufficient number of the act to preserve the purity of the elective franchise by a registration of qualified electors, and that a copy of said act be furnished to each supervisor and township clerk of the State, so far as practicable.

Which was adopted.

Mr. Bancroft moved that the name of Mr. Carr, on the question of the final passage of House bill No. 114, entitled

A bill to amend chapter 153 of the revised statutes of 1846, the same being section 5,735 of compiled laws of 1857,

Be recorded in the negative, his vote having been so cast, and omitted in the journal;

Which was adopted.

Mr. Reeves offered the following:

Whereas, Owing to the necessary absence from the House, for several days past, of the chairman of the committee on supplies and expenditures, no report has been received from said committee; therefore

Resolved, That said chairman prepare a report, showing the amount of stationery furnished to the chairmen of the several standing committees, with the items; and that the said report be printed with the documents of this House;

Which was adopted.

Mr. Loomis offered the following:

Whereas, The statement has been made that the testimony taken before the railroad investigating committee has been taken from the Clerk's desk, and retained some time by parties other than members of this House; therefore,

Resolved, That the chairman of that committee be requested to examine the report of said testimony, to ascertain if there have been any changes or alterations made in said testimony prior to its being printed.

Mr. Loomis called for the yeas and nays.

The call was seconded,

And the resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Bancroft,	Mr. Gies,	Mr. Phelps,
Beers,	Gilluly,	Pratt,
Beeson,	Glessner,	Raymond,
Brewster,	Goodwin,	Reeves,
G. W. Brown,	Green,	Reynolds,
Benj. Brown,	Greenfield,	Richards,
S. F. Brown,	Kelley,	Robison,
Bush,	Kelsey,	Sessions,
Bushnell,	Kore,	Sharpe,
Carr,	Lane,	Smith,
Carpenter,	Loomis,	Starkweather,
Childs,	McMahon,	Thomas,
Clark,	McDermott,	E. H. Thomson,
Campau,	Miles,	R. Thompson,
Connor,	Monroe,	Wallace,
Dalton,	Mussey,	Watkins,
Dickey,	Mulholland,	Wilkerson,
Driggs,	Newton,	Woolnough,
Ferris,	Perry,	Speaker,
Fowler,	Perkins,	59

NAYS.

Mr. Brooks,	Mr. Fallass,	Mr. Wendell,
A. W. Buel,	Newman,	Wixson,
Davids,		7

The hour of 12 o'clock, noon, having arrived, the Speaker declared the House adjourned, pursuant to concurrent resolution of both houses, until 10 o'clock to-morrow morning.

Lansing, Tuesday, February 15, 1859.

House met, and was called to order by the Speaker.

Roll called, and the following members answered to their names: Messrs. Carr, Driggs, Perry, Phelps, and the Speaker.

The committee on enrollment and engrossment submitted the following report:

The committee on enrollment, report as correctly enrolled, signed and presented to the Governor, the following:

A bill to prevent fishing with seines or nets in certain counties in the State of Michigan;

Joint resolution to encourage emigration;

A bill to amend section 1, of chapter 74 of the compiled laws of 1857;

A bill to lay out a State road from Saginaw city in the county of Saginaw, to Alma, in the county of Gratiot;

A bill to punish for fraudulently removing or embezzling property under chattel mortgage;

A bill to amend sections 6, 33 and 35 of an act entitled an act to incorporate the city of Monroe, approved March 22, 1837;

A bill to restore certain sections of land to town 6 south, of range 5 east;

A bill to finish the geological survey of the State;

A bill to organize a certain township in the county of Manitou;

A bill to incorporate a board of education for the city of East Saginaw;

A bill to provide for settlement and compromises by partners and joint debtors with their creditor or creditors;

A bill making appropriations for the State Agricultural College, and for the erection and repair of buildings on the Agricultural Farm;

Joint resolution relative to the military instruction of the uniformed volunteer companies of Michigan militia;

Joint resolution for the relief of Alexander Firbush;

A bill to provide for the payment of the expenses of the State government, the State debt, and the interest falling due in the years 1859 and 1860;

A bill to regulate fire, marine, life and health insurance companies and their agents, associations, partnerships and individuals doing fire, marine, life and health insurance business not incorporated by the State of Michigan;

A bill relative to the incorporation of the village of Corunna, in the county of Shiawassee;

Joint resolution for the establishment of a semi-weekly mail from St. Paul, in the State of Minnesota, to Puget Sound;

A bill to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining the powers of such companies;

A bill to provide for the settlement and drainage of certain swamp lands by actual settlers;

A bill to amend act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857;

A bill to provide for the admission of clergymen to visit persons confined in any jail or prison in the State;

A bill to extend the Ionia and Houghton Lake State road to Old Fort Mackinaw, on the Straits of Mackinaw;

A bill to amend an act entitled an act to provide for the formation of companies to construct plank roads, approved April 8, 1851;

A bill to incorporate the village of Orion;

A bill to provide for the laying out and establishing a State road in the counties of Huron and Sanilac, to be called the Pt. Austin and Sanilac State road;

A bill making appropriations for constructing, furnishing and completing the House of Correction;

A bill to amend an act entitled an act to provide for laying out a State road from Saginaw to Cheboygan, approved Feb. 4, 1858;

A bill to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize the salary of judges of probate;

A bill to provide for the laying out and establishing of a State road in the county of Sanilac, to be called the Fremont State road;

A bill to amend sec. 2, of an act entitled an act to incorporate the village of Constantine, approved Feb. 13, 1837;

A bill to amend chapter 187, title 38, compiled laws;

A bill to attach the unorganised counties of Roscommon and Ogemaw to the township of Midland;

A bill to organize a new township out of the townships of Napoleon, Columbia, and Leoni, in the county of Jackson;

A bill to authorize the township of Lansing to hold its annual and special elections in the city of Lansing;

A bill to amend section 11 of the act entitled an act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers, approved April 8, 1851, (vol. 1, compiled laws, sec. 345;)

A bill to provide for the improvement of a portion of the State road running from Vienna in Genesee county, to Tuscola, in Tuscola county;

A bill to authorize the supervisors and highway commissioners to purchase N. Potter's machine for improving roads;

A bill making appropriation for constructing, furnishing and sustaining the Michigan Asylum for the Insane;

A bill to amend section twenty-five of chapter 153 of the revised statutes of 1846, the same being section 5735 of the compiled laws of 1857;

A bill to diminish the expenses in circuit and other courts;

A bill to improve a road in the counties of Newaygo and Mecosta;

A bill to amend an act entitled an act to confer certain powers upon mining companies;

A bill making an appropriation in aid of the Michigan Asylum for the Deaf, Dumb and Blind, at Flint;

A bill to authorize the Flint and Pere Marquette Railway Company to purchase the rights, property and franchises of the Genesee and Oakland Railroad Company;

Joint resolution relative to printing certain reports;

A bill to amend certain sections of the act entitled an act to provide for the incorporation of railroad companies;

A bill to make appropriation for building 160 cells in the east wing of the State Prison, and for other purposes, as recommended by the Board of Inspectors in their last annual report;

A bill to amend chapter 116 of the compiled laws relative to probate courts;

A bill to amend sections 20 and 28 of chapter 202 compiled laws, relative to the State Prison, the management and discipline thereof;

A bill concerning the taking of recognisances in municipal courts;

A bill to amend certain sections of the Primary School Law;

A bill to amend an act entitled an act to provide for the drainage and reclamation of swamp lands by means of State roads and ditches;

A joint resolution relative to the distribution of the session laws, journals and documents of the year 1859;

A bill for the construction of a State road from St. Louis, in Gratiot county, by way of Alma and the geographical center of Montcalm county, to the State road from Greenville, in Montcalm county, to the Big Rapids, on the Muskegon river;

A bill to incorporate the city of East Saginaw;

A bill to preserve floating logs, timber and lumber, and for the marking of the same, on the Muskegon river;

A bill to authorize the District Judge of the Upper Peninsula to convey lands held in trust under the act of Congress of May 23, 1844;

A bill to abolish the fees of clerks in the Supreme Court;

A bill to provide for laying out, establishing and improving a road in the counties of Tuscola and Lapeer;

A bill to authorize the commissioners of highways of townships to establish water-courses, and locate ditches in certain cases;

A bill to provide for laying out a State road from the county of Mecosta to the county seat of Oceana county;

A joint resolution to authorize the binding of the United States statutes at large, and other books belonging to the State Library;

A bill to provide for laying out and establishing a State road from Midland city, in Midland county, to St. Charles, in Saginaw county;

A bill to revise the charter of the city of Port Huron.

E. PERRY, *Chairman.*

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, the following bills:

A bill to extend the time for the collection of taxes for the year 1858, in the county of Allegan;

A bill to extend the time for the collection of taxes in the township of Albion, in the county of Calhoun;

A bill to amend an act entitled an act to provide for laying out establishing and improving a State road in Clinton, Gratiot, Shiawassee and Genesee counties;

A bill to extend the time for the collection of taxes in the township of Erie, in the county of Monroe.

E. PERRY, *Chairman.*

On motion of Mr. Perry,

The House adjourned.

Lansing, February 16, 1859.

House called to order by the Speaker.

Roll called.

Present, Mr. Perry and the Speaker.

There being no further reports to be received from the enrolling and engrossing committee, and the hour of 12 o'clock, noon, having arrived, the House was declared adjourned *sine die.*

HALL OF THE HOUSE OF REPRESENTATIVES,
Lansing, February 16, 1859.

I hereby certify the foregoing to be a true and correct journal of the proceedings of the House of Representatives of the Legislature of Michigan for the year 1859.

CHARLES V. DELAND,
Clerk of the House of Representatives.

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By Mr. Mussey:

2. To amend chapter 40 of compiled laws, relative to the support of poor persons by the public, 14, 27, 101, 227, 228, 236, 565, 566, 615, 616, 724, 831.

By Mr. Driggs:

3. To incorporate the city of East Saginaw, 14, 50, 169, 209, 362, 365, 651, 940.

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4. To provide for the construction and laying out of a State road from Saginaw City to McGulpin's Point in the Straits of Mackinac, 14, 96, 103.

By Mr. McMahon:

5. To amend section 17, of chapter 131, of the compiled laws, 14, 26, 47, 76, 83, 87.

By Mr. McMahon:

6 To amend section 10, of chapter 140, of the compiled laws, 14, 26, 47, 76, 82, 83, 87.

By Mr. E. H. Thomson:

7. Making appropriation in aid of the Asylum for the deaf, dumb and blind, at Flint, 15, 161, 200, 305, 489, 602, 603, 604, 605, 871, 940.

By Mr. E. H. Thomson:

8. Amending an act disposing of certain grants of land made to the State of Michigan for railroad purposes, by act of Congress, approved June 3d, 1858, approved February 14, 1857, 15, 52, 102, 201, 281, 288, 363, 400, 810.

By Mr. E. H. Thomson:

9. Amending an act to amend an act for assessing property at its true value, and for levying and collecting taxes, approved February 12, 1855, passed by the Legislature of the State of Michigan, and approved February 4th, 1857, 15.

By Mr. Loomis:

10. Entitled an act to amend section 16 of act to incorporate the city of Jackson, 15, 135, 143, 399, 406, 567, 568, 610, 631.

By Mr. Raymond:
11. To attach the county of Bay to the 10th Judicial District, 15.

By Mr. A. W. Buel:
12. To provide for the trial of offences upon information. 15, 63, 104, 123, 231, 237, 804, 903.

By Mr. Pratt:
13. To provide for a subscription to and filing of local newspapers by county and town clerks, 15, 459, 558, 677, 842.

By Mr. Wendell:
14. To amend an act entitled an act for incorporating the borough of Michilimackinac, adopted April 6, 1817, 15, 401, 421, 504, 706 902.

By Mr. Driggs:
15. To define the limits and jurisdiction of Circuit Courts, 16.

By Mr. Baldwin:
16. To amend the laws for laying out and establishing highways in this State, 16.

By Mr. Kore:
17. To amend the charter of the Port Huron and Lake Michigan railroad company, 22, 46, 78, 878.

By Mr. Mussey:
18. To preserve the purity of elections and guard against abuses of the elective franchise by a registration of voters, 23, 251, 792, 793, 794, 799, 851, 852, 853, 854.

By Mr. Wendell:
19. To provide for the settlement and drainage of swamp land by actual settlers, 23, 73, 78, 268, 620, 654, 655, 693, 835, 878, 938.

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20. Appropriating that a part of the funds arising from the sale of the swamp lands be set apart for the construction of roads and bridges through said lands, 23.

By Mr. Wendell:
21. To lay out a road from some point on Saginaw River to some point on the Straits of Mackinac, 23.

By Mr. Wendell:
22. To extend the time for the collection of taxes in the unorganized county of Delta, attached to Mackinaw, 23, 75, 89, 185, 219, 233, 253.

By Mr. Kelsey:
23. To legalize the tax roll for the year 1857, of the township of Shiawasse, in the county of Shiawassee, and to extend the time for the collection of the same, 23, 164, 218, 225, 279, 294, 312.

By Mr. A. W. Buel:
24. To authorize specially incorporated mining companies to hold certain real estate, 23, 34, 161, 173, 842.

By Mr. A. W. Buel:
25. To amend section 10 of an act entitled an act to provide for the incorporation of railroad companies, approved February 12, 1855, (compiled laws, volume 1, section 1954,) 23, 34, 46, 76, 83, 702, 774, 831.

By Mr. A. W. Buel:
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By Mr. Campau:
27. To amend act entitled an act to revise the charter of the city of Detroit, approved Feb. 5, 1857, 24, 622, 632.

By Mr. Campau:
28. To extend the time for the collection of taxes in the township of Grosse Point, Hamtramck, Springwells, Ecorse, and Greenfield, Wayne, 24, 72, 107, 241.

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29. For the regulation of the white fishery in the Strait of Detroit and River St. Clair, 24, 63.

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29. Legalising the assessment roll of Newburgh township, in the county of Cass, and extending the time of collecting taxes thereon, 24, 59, 107, 165, 218, 225, 256, 272, 298.

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32. Entitled an act in relation to all companies or associations transacting the business of fire, life and marine insurance, within this State, 24, 71.

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33. Appropriating the swamp lands in Manitou county for the purpose of building roads and draining the same, 29.

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By Mr. Carr:

38. To amend an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14, 1853, and an act amendatory thereto, entitled an act to amend an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14, 1853, and an act amendatory thereto, approved February 12, 1855, 26, 72, 101, 616, 694, 697.

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39. To amend section 13, 17, and 23 of an act entitled "an act relative to plank roads," approved March 13, 1848, and to amend an act amendatory thereto, approved February 9, 1853, 26, 46, 134, 494, 624.

By Mr. Carr;

40. To change the name of the township of Jerome in the county of Midland, 26, 49, 60, 240, 243.

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41. To amend certain sections of an act entitled an act to incorporate the village of Albion, approved February 9, 1855, 27, 55, 148, 154, 287, 355, 397.

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42. A bill for the protection of gas light companies, 30, 35, 120, 289, 290, 321, 347.

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43. To cede jurisdiction to the United States of America over land to be occupied as a site for a light-house in this State, 31, 146 194, 398, 408, 454, 525, 565.

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44. To provide for laying out and establishing a State road through the counties of Iosco, Ogemaw, and others, 34, 59, 106, 289, 290, 318, 453, 525, 565.

By Mr. Carr:

45. To amend an act to provide for laying out a State road from Saginaw to Cheboygan, approved February 4, 1858, 34, 75, 216, 428, 465, 643, 699, 897, 929.

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46. A bill for a general drainage law, 34.

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47. Asking an appropriatton of swamp lands, or the proceeds thereof, to aid in the construction of a plank road from Grand Rapids, in the county Kent, to some point on Grand Traverse Bay, 34.

By Mr. Reeves:

48. To repeal an act, No. 17 of the Session Laws of 1855, entitled

an act to prevent the sale and manufacture of spiritous and intoxicating liquors as a beverage, approved February 3d, 1855 and all amendments thereto, 43, 165, 480, 661, 842.

By Mr. E. H. Thomson:

49. Providing for the payment of the traveling expenses of the Judges of the Circuit Court, and the District Judge for the Upper Peninsula, 43, 82, 87, 185.

By Mr. Lane:

50. To amend the 12th section of an act entitled an act for the relief of school districts, being chapter 78 of the compiled laws of Michigan, 43, 60, 110.

By Mr. Loomis:

51. To make an appropriation to build 160 cells in the east wing of the prison and for other purposes, as recommended by the Board of Inspectors of the State Prison in their last annual report, 43, 60, 490, 744, 867, 868, 914, 915, 940.

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52. To authorize and require the county treasurer of Chippewa county to make returns of the delinquent taxes of said county for the years 1856 and 1857, 44, 136, 215, 226, 227, 277, 294, 311,

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53. To provide for laying out and establishing a State road in the counties of Marquette and Delta in the Upper Peninsula, 44, 134, 876.

By Mr. Reynolds:

54. Regulating and defining the qualification of witnesses in civil proceedings, and repealing certain laws, 44, 136, 640, 661.

By Mr. Driggs:

55. Donating 640 acres of land to Mrs. Rogers, wife of Henry D. Rogers, 46, 70, 79, 166, 170, 177, 298, 324, 359, 784.

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56. To provide for the publication of a documentary history of Michgan, 44, 81, 215, 654, 759, 812, 813.

By Mr. Driggs:

57. To change the name of the town of Zilwaukie, in Saginaw county, to that of Fitzhugh, 46, 60, 79.

By Mr. Thomas:

58. To amend sections 1, 2, 16 and 17, of act No. 13, of the session laws of 1858, in relation to altering and discontinuing highways, 50, 222, 392.

By Mr. Raymond:

59. To complete the tax roll and extend the time of collecting taxes in the town of Hampton, Bay county, 50.

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60. To provide for laying out and establishing a State road in the

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By Mr. Allen:

61. To amend sec. 1132, chap. 28, of the compiled laws, being an act entitled "an act to provide for the recording of town plats, and for vacating the same in certain cases," 50, 59, 77, 165, 170, 175, 279, 355, 397.

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By Mr. Sharpe:

63. To change the name of John Farrah, of Lenawee county, to John F. Temple, 50, 63, 80, 111, 116, 152, 158, 172.

By Mr. Watkins:

64. To alter and establish the fees of justices of the peace in civil cases, 56, 76, 159, 234.

By Mr. Daniells:

65. To amend section 11 of the act entitled an act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers, approved April 8, 1851, (vol. 1, comp. laws, section 345,) 57, 71, 86, 241, 248, 621, 868, 939.

By Mr. Clark:

67. To amend section 1 of an act entitled an act to amend section 26, and repeal sections 27, 28 and 29, of chapter 150, title 29, of the revised statutes, of 1846, approved February 16, 1857, 57.

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68. To regulate the speed of passenger trains on railways, 57, 164, 396.

By Mr. McDermott:

69. To provide for the appointment of an inspector of bridges and culverts on railroads, and his duties, 58, 137, 170.

By Mr. Woolnough:

70. Authorizing and empowering all person of the degree of attorney-at-law to administer oaths and to make proofs and acknowledgements of deeds and other instruments entitled to record in this State, 58, 72, 106.

By Mr. Daniells:

71. To amend an act entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14th, 1853, and an act amendatory thereto, approved February 12, 1855, approved February 4, 1858, 58.

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72. To incorporate city of Niles, 58, 382, 491, 493, 651, 902.

By Mr. Driggs:
73. To amend an act entitled an act to provide for laying out, establishing and improving a State road in Clinton, Gratiot, Shiawassee, Saginaw and Genesee counties, 58, 72, 107, 181, 207, 287, 324, 357, 941.

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74. For the permanent attachment of the township of Sebewaing to the county of Tuscola, 58, 364, 563, 618.

By Mr. Dunbar:
75. To provide for a general system of drainage, 59, 137, 390.

By Mr. McKinley:
76. To organize a certain township in the county of Manitou, 59, 71, 168, 536, 670, 897, 938.

By Mr. Fallas:
77. To provide for laying out a State road in Ionia, Kent and Barry counties, 59, 113, 252, 428, 445, 509, 707, 902.

By Mr. McMahon:
78. Providing for the taxation of gas light companies, 59, 97, 123, 289, 290, 317.

By Mr. Monroe:
79. To prohibit the re-letting of the wagon contract in the State Prison, after the expiration of the present, 62.

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80. To amend section 1 of chapter 5 of title first of the compiled laws of 1857, 62, 75, 103.

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81. For a special tax to improve the county line road between Lenawee and Hillsdale counties, 62, 72, 160, 172, 409, 589.

By Mr. Warner:
82. To provide for laying out and constructing a State road from Point St. Ignace, in the county of Mackinaw, via. Sault Ste. Marie, in the county of Chippewa, to Marquette in the county of Marquette, 62, 136, 251, 874.

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86. To amend an act in relation to insurance companies and insurance agents, approved February 12, 1855, 67, 113, 354.

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87. To amend section 1 of an act entitled an act to define the limits, jurisdiction and powers of circuit courts, approved January 29, 1858, 67, 82, 89, 398, 399.

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88. To amend chapter No. 101 of the compiled laws of the State of Michigan relative to the sale of real estate of deceased persons, 67, 82, 921.

By Mr. A. W. Buel:

89. To amend section 7, chapter 99, of the revised statutes of 1846, found in 2d volume of compiled laws, section 4161, 68, 113, 120, 289, 290, 318, 707, 774, 831.

By Mr. Loomis:

90. To amend sections 20 and 28, of chapter 202 of the compiled laws, relative to the State Prison, and the government and discipline thereof, 68, 81, 438, 743, 744, 752, 817, 897, 940.

By Mr. Green:

91. To prevent fishing with seines and every kind of nets in certain counties in the State of Michigan, 68, 96, 328, 559, 572, 573, 643, 755, 899, 937.

By Mr. Mussey:

92. To amend an act entitled an act to prevent the manufacture and sale of intoxicating liquors as a beverage, approved February 3, 1855, 68, 145, 456, 437, 480, 745, 746, 747.

By Mr. Mitchell:

93. For the relief of Christopher Voorheis, 68, 136, 171, 399, 407.

By Mr. Gilluly:

94. To amend sections 1, 2 and 8, of chapter 131, of the revised statutes of 1846, the same being sections 1386, 1387 and 1393, of the compiled laws of 1857, 68, 184.

By Mr. McDermott:

95. To provide for the admission of clergymen to visit persons confined in any jail in this State, 68, 146, 282, 537, 617, 685, 912, 913, 939.

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96. To amend chapter 105 of the compiled laws of 1857, relative to chattel mortgages, 69.

By Mr. G. W. Brown:

97. To amend section 26 of an act entitled "an act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being section 4802, vol. 2, of the compiled laws of 1857, 69, 97, 104, 231, 237.

By Mr. Monroe:

98. To amend section 150 of an act entitled "an act to amend chapter 93 of the revised statutes of 1846, entitled of courts held by justices of the peace," approved February 13, 1855, in regard to stay of execution, 71, 100, 212, 221, 263, 265, 266, 341.

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99. To repeal sec. 5658 of the compiled laws, in relation to the publication of legal notices, and to restore the section repealed thereby, 71, 150.

By Mr. Campau:

100. To extend the time for the collection of taxes for the year 1858, in the city of Detroit, in the county of Wayne, 80, 112, 115, 182, 183, 210, 253.

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101. To regulate the manner of applying for pardons and commutations, 81, 495, 639.

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102. To amend section 75, of chapter 58 of the revised statutes of 1846, 81, 97, 121, 301.

By Mr. Clark:

103. To amend the charter of the city of Adrian, 81.

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104. To amend section 95 of chapter 78 of the revised statutes, being section 2338 of the compiled laws of 1857, relating to filling of vacancies in school district boards, 81, 96, 122, 289, 290, 303.

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106. To organize the township of East China, in the county of St. Clair, 81, 212, 223, 802, 902.

By Mr. Kore:

107. To open a State road from the village of Lapeer, in Lapeer county, to Tuscola, in the county Tuscola, and ask for an appropriation for the same, 94.

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108. Providing for the publication of the official statement of votes cast at the several elections in this State, 94, 450, 645, 695.

By Mr. McMahon:

109. To regulate fire, marine, life and health insurance companies, and their agents, associations, partnerships and individuals doing fire, marine, life and health insurance business, not incorporated by the State of Michigan, 94, 136, 149, 322, 408, 465, 837, 838 938.

By Mr. Pratt:

110. To provide for ascertaining the amount of cereals annually produced in the State of Michigan, 95, 459, 552, 700.

By Mr. A. W. Buel.

111. To provide for the settlements and compromises by partners and joint debtors, 95, 113, 120, 289, 290, 303, 651, 724, 790, 797, 798, 833, 891, 938.

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31. Authorizing the Commissioner of the State Land Office to convey certain real estate to the town of Hartford for a burying ground, 429, 436, 569, 610, 632.

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35. To provide for an amendment to the constitution concerning banking corporations, 446, 543, 666, 667, 706, 774, 831, 904.

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36. In relation to the improvement of navigation over the Sand Flats of the Muskegon river, 458.

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39. For the relief of John Leonard, 637.

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40. For the publication of a general dictionary of the inhabitants of the State of Michigan, engaged in manufacturing, agriculture, commerce, professionally and otherwise, 537.

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40. In respect to the extension of the right of suffrage to colored persons, 599, 600, 601, 602, 650, 719, 753, 772.

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125. Amendatory to the city of Detroit, repealing so much thereof as relates to paying the Recorder's salary out the State Treasury, 134.

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125. To amend section 4 of an act entitled an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, (compiled laws, vol. 2, sec. 3414,) 134, 146, 159, 399, 406, 569, 610, 932.

By Mr. A. W. Buel:

127. To amend section 1 of an act entitled an act supplementary to an act to define the limits, jurisdiction and powers of circuit courts, approved April 8, 1851, and to repeal an act supplementary to said act, approved June 27, 1851, approved Feb. 14, 1853, (compiled laws, vol. 2, section 3435,) 134, 146, 159, 404, 568, 610, 632.

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128. A bill to provide for loying out and establishing a certain State road in Manitou county, 134, 147, 775.

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129. A bill to amend section 95 of revised statutes of 1846, or section 4037 of compiled laws of 1857, 135, 146, 272, 428, 576, 619.

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130 To regulate the liability of hotel keepers, 135, 185, 249.

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131. To amend secs. 8 and 13 of an act entitled an act to provide for the sale of the swamp lands and the reclamation thereof, and to secure the pre-emption claims of settlers thereon, 135, 164, 402, 415, 496.

By Mr. Kore:

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134. To amend the charter of the city of Detroit, 145, 164, 169, 409 466, 469.

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135. Relative to the University interest fund, 146, 219, 400, 433, 832, 901.

By Mr. Childs:

136. To amend an act entitled an act appropriating certain highway

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137. To provide for the collection of taxes in the township of Elkland, in the county of Tuscola, for the year 1858, and to extend the time for the collection thereof, 150, 154, 256, 271, 297.

By Mr. Ferris:

138. To amend act 187 of the session laws of 1857, entitled an act to organize the township of Pierson, in the county of Mecosta, 153, 164, 193, 494, 583, 707, 774, 831.

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139. To provide for the relief of citizens of Gratiot, Isabella and other new counties, 153.

By Mr. Raymond:

140. To perfect the organization of the township of Portsmouth, in the county of Bay, and to establish the time for the collection of taxes therein, 158.

By Mr. Phelps:

141. To amend sections 83, 101 and 124, of an act approved Feb. 4, 1858, entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853, and an act amendatory thereto, approved Feb. 12, 1855, 163, 222, 482, 923.

By Mr. Driggs:

142. To amend an act entitled an act to provide for the formation of companies to construct plank roads, approved April 8, 1851, 163, 288, 396, 495, 583, 584, 872, 939.

By Mr. Richards:

143. To amend the charter of the village of Hilledale, in Hilledale county, 163.

By Mr. Brewster:

144. Fixing the number of hours' work necessary to constitute a day's labor, 163, 342, 355, 423.

By Mr. Starkweather:

145. Conferring upon Justices of the Peace jurisdiction in cases of forcible entry and detainer, and of forcible detainer only, 163.

By Mr. Warner:

146. A bill to provide for the organization of the county of Delta in the Upper Peninsula, and certain townships therein, 163.

By Mr. Green:

147. A bill to amend sections five and six of chapter thirty-seven of the compiled laws relative to township burying grounds, 164, 185, 192, 572, 678, 832.

By Mr Monroe:
148. For the relief of settlers on swamp lands which have not or had not been patented to the State on the 4th day of February, 1858, 171.

By Mr. Monroe:
149. To amend sections 8 and 13 of an act entitled an act to provide for the sale of the swamp lands and the reclamation thereof, and to secure the pre-emption claims of settlers thereon, approved Feb. 4, 1858, 171, 250.

By Mr. E. H. Thomson:
150. To designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, 172, 204, 334, 370, 566, 567, 610, 632.

By Mr. Daniells:
151. To change the name of Charles Albert Iggleden to Charles Albert Howard, 172, 204, 263, 456, 492, 525, 565.

By Mr. Mussey:
152. To provide for the sale of property transported by railroad companies, steamboats, or other carriers, when the consignee or other person owning the same, refuses or neglects to pay the legal charges and take the property, 172, 205, 334, 335, 461, 464, 507.

By Mr. Driggs:
153. To confirm the name of Joseph Wegman, 173, 204, 250, 267, 456, 402, 492, 564.

By Mr. Thomas:
154. To amend the charter of the village of Hastings, 173, 285, 334, 376, 377, 569, 610, 632.

By Mr. Childs:
155. For the establishment of district libraries, 173, 222, 439, 612, 681, 692, 683.

By Mr. A. W. Buel:
156. Entitled a bill to amend section 137 of miscellaneous provisions, relative to primary schools, 173.

By Mr. Driggs:
157. To incorporate a Board of Education for the city of East Saginaw, 174, 288, 433, 619, 686, 864, 938.

By Mr. Pratt:
158. Making appropriations for constructing, furnishing and sustaining the Michigan Asylum for the Insane, 194, 489, 556, 602, 606, 607, 871, 940.

By Mr. Campau:
159. To amend chapter 119 of the compiled laws entitled an act to provide for an additional Circuit Court Commissioner for the county of Wayne, approved Feb. 14, 1853, 201, 383, 555.

By Mr. Reynolds:

160. To amend sections 18 and 19 of an act approved February 4, 1858, entitled an act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved February 14, 1853, and an act amendatory thereto, approved February 12, 1855, relating to the time of completing tax roll and reviewing the same, 201, 258, 627.

By Mr. Monroe:

161. To extend the time for the collection of taxes in the township of Albion, in the county of Calhoun, 205, 240, 284, 286, 324, 357, 941.

By Mr. Woolnough:

162. To provide for the re-assessment and collection of taxes in the township of Marshall, in the county of Calhoun, for the year 1856, 205, 282, 457, 458, 512, 611, 724, 831.

By Mr. Smith:

163. To extend the time for the collection of taxes in the township of Clay, St. Clair county, 212, 282, 319, 355, 360, 397.

By Mr. Kotz:

164. To organize the county of Mecosta, and to locate the county-seat thereof, 214, 494, 582, 707, 778, 831.

By the Committee on Roads and Bridges:

165. To establish a State road from Matherton, Ionia county, to Albany, Isabella county, and appropriation of non-resident highway taxes for the same, 216.

By Mr. Ferris:

166. For the construction of a State road from St. Louis, in Gratiot county, by way of Alma, and the geographical centre of Montcalm county, to the State road from Greenville, in Montcalm county, to the Big Rapids, on the Muskegon river, 215, 617 684, 897, 940.

By Mr. Richards:

167. To change the name of John D. Thum, 220, 402, 418, 584, 801, 903.

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168. To amend section 3 of an act relative to taxing costs in criminal proceedings, approved March 18, 1846, (compiled laws, sec. 5691,) 220, 402, 419.

By Mr. Miles:

169. To repeal act No. 111 of the session laws of 1857, entitled an act to furnish the Michigan Journal of Education to school districts, 220.

By Mr. Sessions:

170. Changing the name of the village of Boston to Saranac, 221, 235, 262, 465, 492, 554.

By Mr. Richardson:
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By Mr. Raymond:
172. To amend section 8, chapter 12, compiled laws of the State of Michigan, 221.

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175. Declaring void the platting and recording of a certain part of the village of Trenton, in the county of Wayne, 233, 239.

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By Mr. Baldwin:
178. To extend the time for the collection of taxes for the year 1858, in Allegan county, 235, 238, 284, 285, 324, 358, 941.

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179. To extend the time for the collection of taxes in the township of Erie, in the county of Monroe, 235, 247, 261, 284, 285, 324 357, 941.

By Mr. E. H. Thomson:
180. To provide for the incorporation of fire departments in this State, and to define the duties of firemen, 236, 327.

By Mr. Robinson:
181. A bill to detach the four west towns of Washtenaw county, and to annex the same to Jackson county, 257.

By Mr. Wixson:
182. To amend act No. 21 of session laws of 1858, being an act to amend act No. 63 of session laws of 1857, entitled an act to lay out and establish a State road in the counties of Sanilac and Tuscola, 257, 382, 422, 587, 588, 901.

By Mr. Kelsey:
183. To change the name of Charles Henry Thompson, 257, 401, 418, 585, 801, 903.

By Mr. Ferris:
184. To authorize supervisors to purchase for their respective towns

N. Potter's patent machine for improving roads, 257, 316, 397, 915, 927, 940.

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185. A bill to grant certain swamp lands to John Skidon, 257.

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186. To exempt charitable societies from taxation within this State, 257.

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187. To continue in force an act for the purchase of Webster's Dictionary by school districts, 258, 311, 536, 628.

By Mr. Mussey:

188. To extend the time for the collection of taxes for the year 1858, 266, 314, 355, 397.

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189. To amend certain sections of the primary school law, 273, 755, 761, 762, 933, 934, 940.

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190. To punish for fraudulently embezzling, concealing or removing goods or chattels under chattel mortgage, 280, 315, 483, 741, 879, 938.

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192. To provide for the formation of highway districts on township lines, 281, 316.

By Mr. Daniells:

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194. To lay out a State road from the county of Mecosta to the county seat of Oceana county, 288, 811, 898, 941.

195. To improve a certain road in the counties of Newaygo and Mecosta, 496, 725, 805, 898, 941.

By Mr. Driggs:

196. An act to amend an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon, approved Feb. 14, 1853, 288, 490, 619, 660.

By Mr. Daniells:

197. To grant forty acres of swamp land to James Maycraft, 200, 343, 417, 497, 694, 723.

By Mr. E. H. Thomson:

198. Amending chapter 6, section 71, title 3, of the compiled laws being an act to provide for holding general and special elections, 300, 343, 822.

By Mr. Gilbuly:
199. To amend section 66 of chapter 78, of compiled laws, and to strike out sec. 95 of same chapter, 300.

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By Mr. Driggs:
201. To authorize the supervisors of Saginaw county, to build a bridge across the Tittibawasse river, and making an appropriation therefor, 301, 383, 388, 429, 772.

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205. To increase the pay of supervisors, 316, 480.

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209. To vacate the village plat of Hartford, in the town of Lima, Washtenaw county, 341.

By Mr. McMahon:
210. To amend certain sections of the act entitled an act to provide for the incorporation of railroad companies, 341, 430, 442, 842, 857, 909, 910, 940.

By Mr. H. S. Buel:
211. Entitled a bill to amend section 19, chapter 150 of the revised statutes of 1846, (compiled laws, vol. 2, sec. 5652,) 341, 459, 482, 639.

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212. To legalize the tax roll of the township of Midland, in Midland county, 343, 354, 403, 557, 675, 676, 882, 902.

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217. To alter the plat of the village of Midland, 364, 401, 877.

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218. Making appropriations for constructing, furnishing and completing the House of Correction, 382, 787, 863, 939.

219. To change the name of the House of Correction, 382, 557, 672, 832, 902.

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220. To attach a part of the township of Rives, in the county of Jackson, to the township of Henrietta, 383, 415.

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221. To restore certain sections of land to town six south of range five east, 386, 590, 719, 897, 938.

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223. To amend chapter 72 of the revised statutes of 1846 relative to claims against deceased persons, 399, 430.

By Mr. Wixson:
224. To provide for laying out and establishing a State road in the counties of Huron and Sanilac, to be called the Pt. Austin and Sanilac State road, 399, 430, 444, 509, 803, 939.

By Mr. Lane:
225. To amend section 127 of chapter 93 of the revised statutes of 1846, the same being chapter 117 of the compiled laws of Michigan, 400, 430, 440.

By Mr. McDermott:
226. To amend an act entitled an act for the incorporation of charitable societies, approved Feb. 6, 1855, 400, 495, 877.

By Mr. Monroe:
227. To amend an act entitled an act disposing of certain grants of land made to the State of Michigan for railroad purposes, approved June 3, 1856, approved February 14, 1857, 400, 418, 810.

By Mr. Driggs:
228. To aid in the construction of a bridge over Tittabawassee river, 401, 429, 772.

By Mr. Greenfield:
229. To lay out a State road from Marquette, in Marquette county, via. L'Anse, in Houghton county, to Ontonagon, in Ontonagon county, 401.

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230. Relative to the incorporation of the village of Corrunna, in the county of Shiawassee, 401, 421, 586, 833, 938.

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231. To provide for the management of the State Library, 402, 556, 788, 789.

By Mr. Mulholland:
232. For the relief the Monroe and Saline plank road company, 402 421.

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233. To authorize the common council of the city of Jackson to levy and collect certrin paving assessments, 422, 587, 706, 774, 831.

By Mr. E. H. Thomson:
234. Repealing an act to provide for the sale of the swamp lands and the reclamation thereof, and to secure the pre-emption claims of settlers thereon, approved February 4, 1859, 429.

By Mr. Driggs:
235. To provide for laying out, establishing and constructing a certain State road in the counties of Tuscola and Saginaw, 429, 488, 660, 695.

By Mr. Bancroft:
236. To carry into effect the provisions of an act of Congress entitled an act to enable the State of Arkansas and other States, to reclaim the swamp lands within their limits, approved September 28, 1850, 431, 443, 617, 763, 764, 770, 817.

By Mr. Richardson:
237. To provide for laying out and establishing a road in the counties of Tuscola and Lapeer, 431, 525, 924, 928, 941.

By Mr. Allen:
238. A bill to authorize the Kalamazoo and Grand Rapids plank road company to vacate a portion of their road, 431, 444, 506, 803, 903.

By Mr. Mussey:
239. To amend an act entitled an act to amend chapter 93 of the revised statutes of 1846, entitled courts held by Justices of the Peace, 432, 495, 526.

By Mr. Sessions:
240. Springfield, Oakland Co., 439.

By Mr. Pratt:
241. To authorize school district No. 1 of the township of Kalamazoo to borrow money, 441, 508, 707, 774, 831.

242. To amend an act entitled an act to amend an act to incorporate the village of Kalamazoo, and the acts amendatory thereto, 442, 505, 707, 708, 902.

By Mr. Kelley:
243. To authorize the formation of companies for the detection and

apprehension of horse thieves and other felons, and defining their powers, 457, 742, 822, 892, 914, 938.

By Mr. Reynolds:

244. To amend section 2 of an act entitled an act relative to the costs of proceedings in criminal proceedings, approved March 13, 1849, the same being section 5,690 of the compiled laws of 1857, 457.

By Mr. G. W. Brown:

245. To amend sec. 124 of chap. 117 of the compiled laws, relative to the transfer of suits before justices of the peace in certain cases, 457, 537, 554.

246. To organize a new township from the towns of Napoleon, Columbia and Leoni, in Jackson county, 458, 635, 679, 803, 939.

By Mr. Mitchell:

247. A bill to amend an act entitled an act to incorporate the village of Constantine, 458, 495, 547, 779, 899, 939.

By Mr. Raymond:

248. To amend section 8, chapter 12, compiled laws of the State of Michigan, 459, 555.

By Mr. Mussey:

249. Confirming the sale of the Iron Mountain Railroad, 459, 548, 551, 617, 665, 666, 872.

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250. To authorize the supervisors of Midland county to build bridges across the Tittibawassee and Chippewa rivers, and making an appropriation therefor, 459, 876.

By Mr. Richardson:

251. To appropriate certain non-resident highway taxes in the township of Arbela on a State road running through the same, 461.

By Mr. Carr:

252. To lay out and build a State road from the village of Midland to to the village of St. Charles, 462, 624, 641, 698, 899, 941.

By Mr. Reynolds:

253. To amend section 2 of an act entitled an act relative to the costs of proceedings in criminal cases, approved March 13, 2849, the same being section 5690 of the compiled laws of 1857, 462, 552, 673, 841.

By Mr. A. W. Buel:

254. To amend an act entitled an act to authorize the formation of corporations for mining, smelting or manufacturing iron, copper, coal, silver or mineral, and for other manufacturing purposes a pproved February 5, 1853, 462, 547, 800, 851.

253. To amend an act to confer certain powers upon mining companies, approved Feb. 13, 1855, 462, 547, 925, 940.

256. To amend section 5 of an act entitled an act to incorporate Mon-

roe Chapter No. 1 of Royal Arch Masons of the city of Detroit, approved March 28, 1850, 462, 488, 568, 610, 632.

By Mr. Sessions:

257. Making appropriations for the State Agricultural College, and for the erection and repair of buildings on the Agricultural Farm, 487, 666, 684, 709, 710, 711, 712, 713, 714, 715, 716, 717 718, 865, 866, 938.

By Mr. E. H. Thomson:

258. To incorporate the Collegiate Institute of the city of Flint, 488, 571, 674.

By Mr, Mussey:

259. To abolish the fees of Clerks of the Supreme Court, 489, 788, 809, 927, 941.

By Mr. Kelsey:

260. To amend section 1 of an act entitled an act to provide for the collection of tolls, and for the care, charge and operating of the St. Mary's Ship Canal, as to limit the salary of the superintendent thereof to one thousand dollars, 491.

By Mr. H. S. Buel:

261. Appropriating swamp land in aid of the construction of a railroad from the city of Detroit to the city of Grand Rapids through Farmington, in the county of Oakland, and Lansing, in the county of Ingham, 496, 877.

By Mr. McKinley:

262. To amend an act entitled an act to amend the act entitled an act to provide for holding terms of the district court in the Upper Peninsula, approved January 28, 1857, approved January 24, 1853, 496, 526, 629, 863.

By Mr. Richardson:

263. To provide for the improvement of a portion of the State road running from Vienna, in Genesee county, to Tuscola, in Tuscola county, 496, 642, 699, 832, 939.

By Mr. Goodwin:

264. To change the name of Reuben Grant Cooper to Reuben Cooper Grant, 496, 526, 591, 801, 903.

265. To change the name of Almira E. Thalimer, 496, 526, 592, 801, 903.

By Mr. Robison:

266. To amend chapter 187, title 38, compiled laws, 496, 526, 591, 897, 939.

By Mr. Gilluly:

267. To amend section 25 of chapter 153 of the revised statutes of 1846, the same being section 5735 of the compiled laws of 1857, 529, 530, 656, 690, 718, 863, 936, 940.

By Mr. McMahon:
268. To amend an act to incorporate the city of Ann Arbor, approved April 4th, 1857, and the acts amendatory thereof, 536, 557, 558, 652, 902.

By Mr. Mulholland:
269. To authorize the supervisors of the county of Wayne and Monroe to repair the United States turnpike in said counties, and an appropriation therefor, 536, 823, 842, 895, 896.

By Mr. Benj. Brown:
270. To amend chap. 140 of compiled laws relative to proceedings against debtors by attachment, 536, 554, 665.

271. To amend section 41, of chapter 117 of the revised statutes, being section 5151 of the compiled laws, 537, 554.

By Mr. Phelps:
272. To amend section 1, chapter 74, of the compiled laws of 1857, 537, 671, 897, 938.

By Mr. Smith:
273. Granting corporate privileges to the orders of Odd Fellows, Free and Accepted Masons, and other societies, 537, 573, 821.

By Mr. Fowler:
274. To constitute a State Board of Agriculture, and to amend an act for the establishment of a State Agricultural School, approved Feb. 12, 1858, 543, 688.

By Mr. Sessions:
275. To provide for a system of free schools in all the districts of this State, 552.

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276. To provide for the publication of the proceedings of the annual meetings of the Board of Supervisors, 572, 695, 806.

By Mr. Bancroft:
277. Entitled of timber, 572.

By Mr. B. Brown:
278. To repeal the corporate rights of the Pontiac, Groveland, Novi and Whitelake Plank Road Company, 573, 646, 725, 814, 823, 859.

By Mr. Carr:
279. To amend an act to organize the county of Iosco, 574, 635, 696.

By Mr. Mulholland:
280. To amend section 4773 of the compiled laws, 574, 596.

By Mr. Smith:
281. Supplementary to an act entitled an act to organize the county of Muskegon, submitting the same to the vote of the people of Ottawa and Oceana, 574, 619.

By Mr. Bancroft:
282. To amend chapter 46 of the revised statutes of 1846, entitled of

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By Mr. Brooks:

283. For the relief of settlers on swamp lands, and to extend the time for making the first payment on swamp land pre-emptions under sec. 14 of act 31, session laws of 1858, 598, 681, 803, 903.

By Mr. Dickey:

284. To provide for the payment of the expenses of the State government, the State debt, and the interest falling due in the years 1859 and 1860, 607, 608, 609, 610, 870, 936.

By Mr. Robison:

285. For the relief of fractional school district No. 9, in the townships of Scio and Webster, in Washtenaw county, 618, 902.

By Mr. Reeves:

286. Requiring all steamboat captains and owners, and all railroad companies to allow negroes a cabin passage thereon, if requested, 621.

By Mr. Bush:

287. To amend section 491, volume 1, of the compiled laws of 1857, being an act in relation to vacancies in county offices, 622.

By Mr. Richardson:

288. To organize the township of Geneva in the county of Tuscola, 623, 643, 688, 843, 886.

By Mr. Phelps:

289. To change the name of the village of Hamilton in the county of Ingham, 630, 696, 832, 902.

By Mr. A. W. Buel:

290. Concerning the taking of recognizances in municipal courts, 637, 638, 897, 940.

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291. To authorize the townships of Marshall, Niles and Ypsilanti to hold annual and special elections in the cities of their respective names, 638, 639, 836, 837, 902.

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292. To amend chapter 175 of the compiled laws, the same being chapter 150 of the revised statutes of 1846, entitled "of the fees of certain officers in civil cases," 643, 700, 792, 849.

By Mr. Ferris:

293. To repeal an act entitled an act for the better protection of the public lands, and to punish the cutting and carrying away timber therefrom, approved Feb. 12, 1857, 661, 737, 845.

By Mr. Carpenter:

294. To amend section 107, chapter 58, of the revised statutes of 1846, being section 2350 of the compiled laws, 662, 736.

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295. To provide for the erection of a State arsenal at Lansing, 662, 829.

By Mr. Raymond:
296. To organize the township of Portsmouth, in the county of Bay, 662, 738, 806.

By Mr. Loomis:
297. To authorize the Flint and Pere Marquette Railway Company to purchase the rights, property and franchises of the Genesee and Oakland Railroad Company, 682, 774, 807, 891, 940.

By Mr. Greenfield:
298. To authorize the district judge of the Upper Peninsula to convey lands held in trust under the act of Congress of May 23, 1854, 684, 693, 812, 899, 948.

By Mr. Mitchell:
299. To finish the geological survey of the State, 709, 897, 939.

By Mr. A. W. Buel:
300. To amend section 3, chapter 9, of an act entitled an act to revise the charter of the city of Detrit, approved February 5, 1857, 752, 755, 758, 759, 883, 903.

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302. To incorporate the village of Orion, 759, 774, 809, 899, 939.

By Mr. McDermott:
303. To amend an act entitled an act to revise the charter of the city of Detroit, approved February 5, 1857, 763, 786, 787, 908, 909, 939.

By Mr. Monroe:
304. To extend the Ionia and Houghton lake State road to the straits of Mackinaw, 791, 795, 897, 939.

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307. To preserve floating logs, timber and lumber, and for the marking of the same, on the Muskegon river, 804, 821, 858, 898, 941.

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308. To amend an act entitled an act to provide for the drainage and reclamation of the swamp lands by means of State roads and ditches, 826, 860, 861, 910, 911, 940.

By Mr. Loomis:

309. To authorize the Amboy, Lansing and Traverse Bay Railroad Company to purchase the property, rights and franchises of the Grand River Valley Railway Company, and to enable certain cities to borrow money, 827, 894.

By Mr. Daniells:

310. To authorize the township of Lansing to hold its annual and special elections in the city of Lansing, 885, 886, 901, 939.

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2. To repeal the charter of the Cottonwood Swamp Turnpike Company, and the amendments thereto, 93, 143, 147, 338, 373.

3. To amend section 1 of an act entitled an act to incorporate the fire department of the city of Detroit, approved Feb. 14, 1840, 93, 143, 147.

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